



# BULKY DOCUMENTS

(Exceeds 100 pages)

Filed: 7/13/2011

Title: OPPOSER'S SUPPLEMENTAL NOTICE OF  
FILING TESTIMONY DEPOSITION AND EXHIBITS  
PURSUANT TO RULES 2.123 AND 2.125.

Part 2 of 2

91181448

Jeff

Straight up question then Jeff.

Is the PGR logo and all that goes with it going to PGR inc. or not? Simple yes or no question. Lots of people would appreciate a response I think.

Dennis

Dennis,  
Straight up answer...there has never been an issue with the PGR, Inc. using the name or logo on the website or any non-commercial use. I have made that clear from the beginning and don't even know how, other than some people trying to stir up crap, that question ever came up. Any other use will be decided on a case by case basis.  
Jeff

In the end, we remember not the words of our enemies, but the silence of our friends.  
Martin Luther King, Jr.

Jacoob o  
Posts: 57

17 Nov 2006 2:55 PM

 Alert

Posted By BirdieMN on 17 Nov 2006 1:52 PM

Posted By snap67 on 17 Nov 2006 1:41 PM

I Agree with Patsie. Jeff said it plain enough. Let's back off the "mud slinging" and remember our mission statement. Our troops are falling in record numbers and those families need our support. Jeff developed the current PGR and the Mission Statement. Let's honor those things and accept what PGR has done for us. By us I refer to old burned out vets like myself. And all you good people who want to "serve our country". We have too much to do to spend our time finding fault and assigning blame. Let's do what we do best and "Ride with respect".  
Thanks for your time.

LLRB

Snap

ICVMC for PGR

Snap,

tabbles

PLAINTIFF'S  
EXHIBIT

PGR 003626

PLAINTIFF'S EXHIBIT 7



Thom  
USAF Vet 75-81

Waldo  
Posts: 1325

Windsor, Co  
YOU CAN TALK  
ABOUT US...



15 Nov 2006 2:58 PM



We need to set up some ground rules around this what would you think of these?

#### Proposed Rules for Challenge Coin Design

1. Required design elements include the words "Patriot Guard Riders" and "Standing for those who stood for US" (note the us is all caps so that is can mean us or the United States)
2. Forbidden design elements include the copy written logo that Jeff Brown drew as we only have permission to use it on the website but not in marketing material.
3. All designs submitted for consideration become the property of Patriot Guard Riders, Inc. and may be used in marketing materials for the Patriot Guard Riders.
4. There will be a period of 2 weeks in which designs can be submitted
5. After the 2 week period, the national board will select up to 5 finalists.
6. After the finalists are chosen, then general membership will vote on the finalist designs for a period of 1 week.
7. The winner will receive \$100 store credit for the special events store (where the coin will be sold)

Jason Wallin "WALDO"  
Deputy Executive Director  
Corporate Treasurer  
Patriot Guard Riders

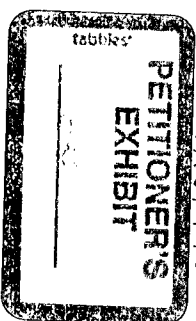
American By Birth  
Biker By Choice  
Patriot Forever!

Tact and Political Correctness were developed by those who lack the testicular fortitude to say what

<http://www.patriotguard.org/ALLForums/abid/61/view/topic/forumid/173/postid/308184/Default.aspx>

PGR 001383

6/13/2008





Tact and Political Correctness were developed by those who lack the testicular fortitude to say what they really mean!

15 Nov 2006 5:38 PM



LadyTrog  
Posts: 118  
Assistant State  
Captain Jackson MS

Posted By Waldo on 15 Nov 2006 1:58 PM  
we need to set up some ground rules around this what would you think of these?

- Proposed Rules for Challenge Coin Design
1. Forbidden design elements include the copy written logo that Jeff Brown drew as we only have permission to use it on the website but not in marketing material.

So, what is the copy written logo? Trog's got Photoshop open and starting to work!

Attitude it everything

Make sure you have the right one.

Life is short..... Forgive quickly, Kiss slowly, Love truly, Laugh uncontrollably, And never regret anything that made you smile.

Proud Wife of Retired Captain Jera Anderson!!  
My husband, best friend, lover and soul mate.....

Carmen Anderson  
MS Assistant State Captain  
aka LadyTrog

15 Nov 2006 5:42 PM



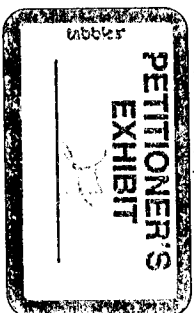
Posted By LadyTrog on 15 Nov 2006 4:38 PM

Posted By Waldo on 15 Nov 2006 1:58 PM  
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- Proposed Rules for Challenge Coin Design
2. Forbidden design elements include the copy written logo that Jeff Brown drew as we only have permission to use it on the website but not in marketing material.



Waldo  
Posts: 1325  
Windsor, CO  
YOU CAN TALK  
ABOUT US.  
SUT YON CART  
TALK WITHOUT US.  
YOU CAN TALK  
ABOUT US.



Brown  
v  
Batnoff

**PLAINTIFF'S EXHIBIT 8**

snout O  
Posts: 443  
Dover, NH

17 Nov 2006 4:36 PM

I'm with Sgt Potsie.

One point that I keep coming back to is: where does anybody have the right to question and demand answers from this website or National? This is NOT ours, NOBODY owes us answers. If they want to answer questions, great, if not, it's THEIR choice. I don't own any piece of this website, I don't pay dues, I don't pay for bandwidth, I don't pay for advertising, you guys don't owe me anything! I have no rights in this group, and you know something, that's ok with me, I'm not going anywhere.

In any other group that I have VOLUNTEERED for, I do what is asked of me. Sure, I can ask questions or make suggestions, but if I don't like what I hear or see, I can leave at any time. Same here.

Jason, Snap, Bonnie, and all - I would much rather see the National Board resolve all issues and should you choose, you can let us know the resolution. If you want to issue a blanket statement on how something's done, that's ok too. If you want to ask our opinion, terrific. If you don't want to tell us a damn thing, fine.

This is NOT a democracy.

I don't know about the rest of you, but I signed on because I was disgusted with what the WBC was doing. I've stayed on to honor our military, living and dead. Whether or not this group is non-profit, 501 whatever, lining someone's pockets, I DON'T CARE!! I will forever be grateful to whomever put up the cash to start this site, and I'm going to "ride with respect", whether it's with a group know as PGR or anyone else.

Respectfully,  
Kathi

User Support Team  
Assistant State Veteran's Services Officer

"All that it takes for evil to triumph is for good people to do nothing."

17 Nov 2006 4:36 PM

Alert

Well, it looks like I'm damned if I do and damned if I don't!

Once again folks, the store is a "for profit" business. It always has been and that's always been out in the open.

I have yet to figure out why some people have a need to initiate conspiracy theories and others so quick to believe in them. I have busted my butt for the PGR and make no apologies for anything I've done.

Early on Jason and I discussed that I would set up the store and he would set up the website advertising as "for profit" companies. The hope was that they would generate enough income to fund the PGR and have enough left over so that we would not have to draw a salary like officers of most other non-profit organizations. That actually came about and now some people are complaining about that.



Twister O  
Posts: 1811  
Broken Arrow, OK

PLAINTIFF'S  
EXHIBIT  
8

PGR 003662

Nobody gave a rat's butt about the store being turned over to the PGR, Inc. when we had 5,000 members and my wife and I went into our savings to start and fund it. Nobody cared whenever new products were introduced and a few thousand dollars was risked each time to see if it would sell. Nobody cared until a small group of disgruntled people decided that now, after all of our hard work and investment, we should give it away.

Should all members' businesses be turned over to the PGR? Additionally, perhaps the manufacturers of the caps, shirts, banners flags, etc. should be asked to give us their products for free. Our plan has always been, and continues to be, to donate approximately 50% of the profit to the PGR while still running the store. You can believe that or not, your choice. But, we will do that because we want to, not because someone tells us to. Folks, there will always be private enterprise associated with non-profit businesses. Non-profit could not exist without it. As long as the non-profit benefits, and the PGR surely has, why are you complaining?

Regarding other use of the name and logo, if you will remember just a few weeks ago when I announced the state decals, I stated then that 100% of that was to go to each states treasury. There was no issue of name and logo usage. That was the first of several ideas I was working on. Doesn't that kinda give you the idea that I may not be as greedy as some would have you believe? As I said earlier, usage will be determined on a case-by-case basis.

With all due respect, instead of asking me why we don't sign over a private business that is personally funded, that we did all the design work for, all the product research, all the tasks of ordering and inventorying, all the packing and shipping, all the order problems, all the myriad of other tasks necessary to make it successful, plus assumed all the financial risk, why not just graciously say "Hey, thanks for the all the donations and the hard work to make it happen, and please keep 'em coming" and let it go at that.

If this position makes you question my integrity, patriotism, or dedication to the PGR, I'm sorry for that. The simple solution to your personal issues seems to be; don't purchase any items from the store.

On the other hand, if any of you detractors are ready to donate your privately owned business or 100% of your income to the PGR, step right up.

Jeff

In the end, we remember not the words of our enemies, but the silence of our friends.  
Martin Luther King, Jr.

17 Nov 2006 4:41 PM

 Alert

sgtpotsle O  
Posts: 3664  
New Mexico SC  
Albuquerque, NM

Can we let this go now?

PGR 003663

**PLAINTIFF'S EXHIBIT 9**

-X-Y-Z-

19 Nov 2006 12:03 AM

[Alert](#)

Wescott2  
Posts: 2885  
Park Ridge, Illinois



Posted By jacooch on 18 Nov 2006 10:24 PM  
Ed,

Can you please clarify one point for me. When you say below, We are NOT in business together, does that refer to yesterday or today going forward or to the origins of PGR?

My issue on this topic is that I am speaking of prior to the firestorm that came out in the last 24 hours. My belief is that the arrangement is as follows.

There are three entities involved, one a store, one a website, one PGR. PGR was/is in the middle and the other entities were revenue streams the supported PGR. It was perceived that the revenue stream was covered by 501 c3 and it's laws and rules as set up by the IRS. Donations were being accepted from the website, I can click a link and donate.

What was I donating too? A charity? Admittedly, there is none. I personally know how long it takes to get 501c3 approved. I have personal experience of seeing it.

Was I donating to a business? Have you ever done that? Has anyone sent microsoft or macdonalds or any other company money?

So at the very least, 2 entities were making money off one good name PGR. It was not explicit to those who only saw PGR what was happening behind the scenes. When you went to the store it was purpossely set up to look like PGR including using the domain ".org" Is that above reproach? Have you seen how many sites are set up to look like Ebay to cheat people who are trusting? Thousands are out there, I get an email a day phishing (sic) for my info.

So, when you say what you are saying, is that in the future or in the past. It will help me to understand what is going on.

Lastly, I have been very vocal the last 24 hours for one reason only. I am lead to be a part of this organization. I am also the type that is not afraid to voice my opinion when I do my research and logic seems to be missing. It is one of my strengths and gifts that I have been given. I served my country for 23 years. I have a right to question when an organization I believe in which every ounce of blood in my body appears to be heading in the wrong direction. When proven wrong, I will be the loudest and most vocal apologist, but for now, I have genuine questions that I feel no one is asking. I do this in support of PGR, not to harm it.

John  
MN Membership Coordinator

tabbles

PLAINTIFF'S  
EXHIBIT

2

PGR 003737

Posted By Wescoot2 on 18 Nov 2006 3:27 PM  
jacocho,

I suggest you take the time and read the statement which Snap has made. We are NOT in business together. Our members will now have an option of purchasing from Jeff's Store, items which he has for sale, knowing full and well that he will be making a profit on that sale.

The members will also have the option to purchase from the NEW PGR store, where ALL proceeds will go back into the Organization.

How you came to the conclusion that we are working together, is beyond me.

Ed

Well you have asked many question, and I will attempt to answer them the best that I can.

Lets tackle the easy one first, the Store which has always been owned by Jeff. Your questions relating to the store and the store website, must be addressed to him. Jeff was responsible for obtaining the name, and the .org domain. That has never been in the past, nor will it ever be in the future, under the control of the Patriot Guard Riders Inc. From the very beginning, it was set-up as a private company, owned and operated by Jeff Brown.

You also asked about the donations, I'm assuming your speaking about the donate button which is located on the PGR Website. All those donations, went into the bank account of the Patriot Guard Riders Inc.

Another question was in reference to the Patriot Guard Riders Inc. status as a 501 C3. As the BOD has learned, the paperwork has not been completed, however we now have the necessary paperwork in our hands. All indications from our legal advisor, have indicated we can put this on a fast track with the IRS, and we should be able to receive that status within 120 days after submission.

Finally, you asked about the future of the Patriot Guard Riders Store Inc. I do believe I answered that question before, but I will once again. Jeff Brown will continue to run his store, listed under members businesses, just like many other members of PGR have listed in the same area. Jeff has agreed to donate 50% of his profits from that store back to Patriot Guard Riders Inc. Please note, that since this is-a-private-business, We, the BOD-will-not-have-the-right-to-audit-this-figure---

The NEW Patriot Guard Riders Inc. store, will be controlled by the BOD, and all the records of income, will be available, to our general membership, I can't tell you how often that will be, Waldo, will have to

address those specifics, but believe me, they will be available 100% of the Profits from the Patriot Guard Riders Inc. store, will go right back into our organization.

Finally, the website, [www.patriotguard.org](http://www.patriotguard.org) is under the control of the Patriot Guard Riders Inc..

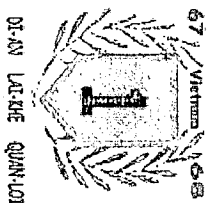
I believe I have addressed each of your concerns at this time.

Ed

X-Y-Z (you figure it out - Get out your Captain Video Decoder Ring )

Home 847-698-7383  
Cell 847-217-1862

If your gonna be One....Be a BIG RED ONE

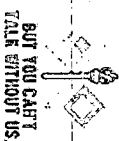


**\*\*Truth - You Can't Handle the TRUTH\*\***

19 Nov 2006 12:04 AM

Alert

Waldo O  
Posts: 1325  
Windsor, Co  
**YOU CAN TALK  
ABOUT US...**



**BUT YOU CAN'T  
TALK WITHOUT US.**

Posted By jacobcoch on 18 Nov 2006 10:32 PM  
Do I have a solution, you bet. I know of how it can work. It has been clearly communicated to me that that information is not welcome. One of my issues with the store is this. Were does the money go. Without National being a 501, there is legally no accountability needed. They own it. I respect that. People say that the store helps run PGR. In what way? Has any state been given any financial support? I know mine has yet to see a flag from sturgis. Common sense says the only thing that the store is supporting is the website and the plaques. Cool, when was the last time any state got a membership update from the website? Aug 30, 2006? I do not call that support. Always follow the money. It will answer the questions. But in this case



**PLAINTIFF'S EXHIBIT 10**



Wednesday, June 18, 2008

# Patriot Guard Riders

## Standing For Those Who Stood For US



jomalley Logout

... ALL Forums ...

Code Amber Alert

This is the Code Amber Amber Alert ticker: -- CodeAmber.org nee

### Navigation

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### Patriot Guard Riders Forum

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**Forums > Patriot Guard Riders - National > Letters from the PGR President**  
**Subject: Official Board of Directors Statement 17 Nov 06**

☐ Email me when someone replies to this thread.

Topic is locked

Author

snapp67 @

Posts: 567

AL and Ga Ride

Capt/National

Executive Director

17 Nov 2006 8:16 PM

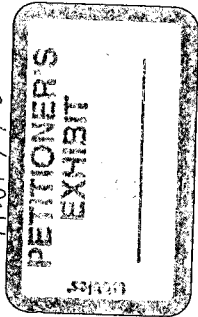
Messages

Oldest First

Alert

We realize that there are a lot of questions, a lot of answers, and a lot of rumors floating around concerning the issues that led to Jeff's resignation, and the current status of the PGR as a non-profit organization. Outlined below are the facts as we understand them:

1. Jeff created the concept of PGR National and the PGR store;



**Dialog Homepage**

**Directory**

Click to send an email to the departments below:

User Support

Moderators

Photos

Media

Media Sightings

Submit Picture of Day

Web Site Administrator

Communications Officer

Letters Of Appreciation

Help On The Homefront

**Mission Request**

Click on the link below to make initial contact with us regarding honor mission requests:

**Contact Us**

**Contact Arlington National Cemetery**



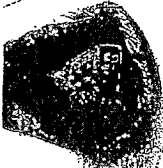
2. Jeff designed the logo and the merchandise it appears on;
3. Jeff and his wife are the sole owners of the "PGR Store;"
4. The PGR Store was placed on the front page of the website for members to order their PGR items (leaving some members to believe that the store belongs to the PGR);
5. We have been told that 100% of the proceeds from the PGR Store belong to Jeff;
6. To date, Jeff has donated approximately \$67,000 to the PGR;
7. Based upon concerns of the membership, the BOD asked Jeff to see the income from the PGR Store for purposes of rebutting recent accusations concerning the monies made from the store;
8. Jeff refused to divulge that information, stating "It is nobody's business";
9. Jeff stated that he has made approximately \$30,000 personal profit from the PGR Store to date, however, in a post today, Jeff stated that his intentions are, and always have been, to donate 50% of all proceeds from his store to the PGR;
10. Based upon the fact that Jeff was making profit from the PGR Store, as the BOD determined created a conflict of interest, when asked by the BOD to give the store to the non profit organization, Jeff chose to resign as the Executive Director of the PGR;
11. Jeff has offered the PGR the use of the logo and the name Patriot Guard Riders for use on our website only, for a period of one year;
12. Jeff has made it very clear that this excludes the PGR from being able to use the logo or name in connection with any merchandising;
13. The BOD understanding its fiduciary responsibility to all of our members and to insure a constant flow of income agreed to expand the offerings in our special events store;
14. While transitioning to new leadership, the BOD through investigation became aware that Jeff had neither completed the trade-marking application for the logo and name, nor the application for National Tax Exempt Status for the PGR (501c3);
15. In keeping with the new leadership methods, the current BOD made this information available to the membership as soon as it came to light;
17. The BOD is now working on creating a new logo (for sale of items in the special events store), drafting appropriate by-laws, and applying for 501c3 tax exempt status (which we understand from our attorney will cover the PGR's activities for the preceding 18 months);
18. From this point forward the current BOD plans to run the PGR as such:

## Messages

0 Unread Messages  
0 Read Messages



America Loves You Silk Rose



PGR Doo-Reg



PGR Armband

- a. Transparency with regard to all issues concerning PGR management (i.e., financials, PGR Store (when one is open), decision making processes, changes to national policy, current status of fundraising (acceptance and administration of funds), etc.
- b. More open communications with our leaders (Reg. Caps, SCs, RCs, HOTHs, etc.)
- c. More diversity among States, allowing more independent operations within those states, while maintaining a uniformity with the national PGR.

As the BOD resolves these current issues, the membership will be notified, and kept apprised of the status of those issues.

With all this said, we would at this time ask our members to digest these facts, and then join us in refocusing our energies, getting back to why we are here, and forging ahead to continue the mission.

You just don't know when an old vet will Snap

Topic is locked

Forums > Patriot Guard Riders - National > Letters from the PGR President > Official Board of Directors Statement 17 Nov 06

ActiveForums 3.6

**PLAINTIFF'S EXHIBIT 11**

As for the patches...I saw a new one this weekend. The color did look slightly different to me, had that tennis-ball green/yellow look to my eye and the weave of the background was more loose than the previous patches. I didn't think it was horrible, I just noticed a slight difference.

< For D, K, K >

"This ain't rocket surgery."

26 Mar 2007 10:23 AM

Alert

Wescoot2 O  
Posts: 2885  
Park Ridge, Illinois



Ok, Ed here is your break.....Now give us some definite answers as far as when the merchandise is going to be available. The store committee should have in writing an estimated delivery date of anything they have ordered. A time line on when merchandise in the development stages will be available. I understand everyone is a volunteer, but if we ran missions like the store in being handled we wouldn't need the store. I have said all I am going to say about it, this will be my last post concerning the store or the way we are being treated by the store operator and some of the National staff..If it's performance don't improve, I like others will just go back to doing business with Twister..

Let me see if I can answer your questions...you asked when the merchandise is going to be available.....What Merchandise???

Items that being developed, may or may not ever be place in the store. The Marketingteam comes up with ideas, and presents them to me. I take them to the entire BOD and it voted upon. So there is no time line available on items being developed.

After and item is approved by the BOD, I will then place some type of statement, as I did with the challenge coin, that the order has been placed, and if fact I do give an estimated delivery time, as I did with the challenge coin, and it looks like the manufacturer, will be delivering in that time period specified.

After our supplier receives the item, I then go out to his facility, and take a picture of the item. It it then uploaded in the store, and available for purchase.

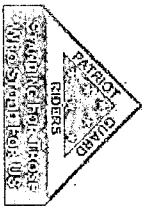
The store has handled over 5000 orders in just a little over 100 days. Other than a few lost orders, most of our members are quite happy with the store overall.

The stores is also going thru growing pains, as we never had any idea about what stock levels were needed to insure that product was always available. A few items were on back order, but the instances

tabbles  
PLAINTIFF'S  
EXHIBIT  
11

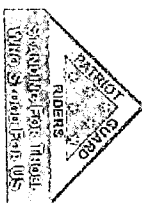
PGR 004105

PLAINTIFF'S EXHIBIT 12



Friday, November 23, 2008

# Patriot Guard Riders Standing For Those Who Stood For Us



Journalley Logout

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## Directory

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## Patriot Guard Riders Forum

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**Subject: Looking Back**

You are not authorized to post a reply.

Author

hlange O  
Posts: 880  
NCR Captain, Bangor  
WI

Messages

09 Nov 2006 10:51 AM

Oldest First

1 Alert

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Hi all,  
Just to let you know, this may very well turn into a rant but I'll try to avoid that. I look at the website many times a day, reading the post, checking the mission list, just trying to keep up with everything. Over the last month or so, as you all well know, there has been some controversy and discontentment over how the PGR and the PGR store were being run. I read it and tried to understand the point of view of both sides. I watched as some decided that the PGR was no longer a place that they wished to devote time to or to follow the policies of. I saw them start up other websites and leave the PGR. I watched as the man who started the PGR, the one with the reserces and vision to take what 3 bikers started doing and making it into a nationally reconized group that is respected and admired by hundreds of thousands of people step down from the leadership position because of the complaints of a few people. I watched as a man who is one of my heros be denegrated and slandered because the one thing he did not envision was just how big this thig we call the PGR would become, or how fast that would happen.

This morning I went and looked for the oldest post that I could find, just to see what happen way back

Page 1 of 2 1 2 > >>

PLAINTIFFS  
EXHIBIT

PGR 003509

11/21/200



departments below:

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**Submit Picture of Day**  
**Web Site Administrator**  
**Communications**  
**Officer**  
**Letters Of Appreciation**  
**Help On The Homefront**



**Mission Request**



Click on the link below to make initial contact with us regarding honor mission requests:

**Contact Us**

**Contact Arlington National Cemetery**



**Messages**



0 Unread Messages

when, how it started, and what the personality of the group was.

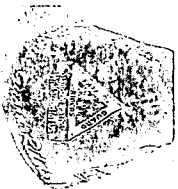
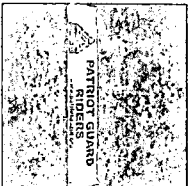
I joined in the middle of December 2005, just about 3 weeks after the web site came online. I am member # 2369. Yes, 2,369. That would be less than 50 people per state average. Just a huge organization, right? NO, it wasn't, but it was a dedicated one. Nobody was doing it for the money, simply because there wasn't any. The cost of running the web site, getting the plaques, traveling to spread the word of the PGR was either footed by the store, straight donations or in many cases, out of members pockets. All the store was going to do was to make enough to maybe stop members from having to spend money that many didn't have to support the operation of the PGR.

Many people don't seem to understand that the PGR is a corporation, a business run as a non-profit corporation. The store is also a corporation, but is not non-profit. Who owns them? Well, it would be the stockholders, those who put up the money for the lawyers and filing fees and did all the work to incorporate them and then to trademark the names and motto so that they would be protected from people that could steal them for their own use. It belongs to the ones that invested the money and time to set up a web site to disseminate the info. It does NOT belong to the members of the forum, we are all GUEST of the owners, and it pains me to see how some have come into the PGR house and crapped on the rug and stole from it, only to then leave and complain that they were mistreated.

Anyway, way, way back when this thing started, Twister did not hide the fact that he owned the PGR store, or that it was a for profit thing, whereas the PGR itself was was a non-profit thing. I don't know why it was set up this way and I don't care. There was no way that anyone could have seen what the PGR would become, how big it would get, or that it could be operated at least as a break even operation. All that came later. I think what has happened was that everything got so big so fast that the owners were taken by surprise. I do not believe that anyone could have seen just how big the store would become or how much money would go through it. Regardless of how much it makes now, back then someone had to front the store, do the work and get the items shipped. Someone had to design the items, someone had to pay to trademark them to protect their investment. I didn't do it, the malcontents didn't do it, Twister did it. He did the work to at least make the PGR break even. Yeah, he could have given every penny to the PGR, but I believe that he deserved much more than he could have possibly gotten from the store. If the store had lost money I wonder how many people that say Twister shouldn't have made any profit would say that the PGR should bail him out. No, heaven forbid that would happen. They would say that it is his problem and he should have to cover it.

To those malcontents that have left the PGR to "start" new groups, shame on you. The only one that had that right would have been the Kansas Patriot Guard. They did exist prior to the PGR and they have followed what they said they believed. God bless them, and I can say that as an American Legion Rider member, they make me proud. To the "leaders" of other groups that broke off only after the PGR became a success, I won't mention the names but their initials are Florida, Kentucky, Nevada and North Carolina. You have no honor. You invested nothing into the operation, took no risk, then STOLE from the PGR because you wanted to be in charge, just didn't want to do the work. Yes, they stole from the PGR. They stole the membership list, they stole the reputation, they stole the honor. They are

0 Read Messages



PGR Doo-Rag



Lange Fallen Heroes patch

thieves. They didn't even bother to come up with a name that was different enough that most people would not be confused. They are jerks, hypocrites and thieves. You waited until all the work was done, all the risk were taken by others and a reputation built and then decided that you should be in charge of that which you had nothing to do with. If you wanted to do something different then you could have, but you are too lazy to do the work. You could have just said that the PGR was not for you and started another group, but you were not going to pass up a chance to steal the work of others. I don't care what you whine about, you have no honor and you don't have my respect. You could regain it, but it is going to take some real work on your part so I don't see that happening soon.

Now, should the owner of the PGR store have made a profit? Yes, of course they should have, for all the reason stated above. They invested the time, money and effort, they took the risk. As I said, if the store would have lost money then the owners would have to cover it. The mere fact that the store turned a profit is irrelevant. As the leader of a nonprofit corporation, just how much should Twister have been compensated? Oh, I don't know, how much do does the head of the Red Cross make? How much does the head of the United Way make? Should he be able to make a living just for running the PGR? I would say yes. Does the fact that I'm an unpaid volunteer mean that Twister should not make any money because I don't? No, I give my time up freely. If I don't want to do that then I don't have to. Should we not pay anyone that works for the PGR because we don't get any money ourselves? That would be foolish. If we want to have the PGR run in a professional manner then we better have people that know what they are doing helping us. Those people cannot do it for free. They have families to feed and are worth money to have work for us. I don't think that there are enough people getting paid for the work they do, we could use more professionals to help us. Let me ask you this, how much would you pay in dues to belong to this group, now that you know what it does? Put a dollar amount on the feeling you got the first time a grieving mother mouthed the words "thank you" to you as she passed the flagline in the cemetery, what was that hug and thank you from the father worth? I can't place a price on it, but I know that it was because of Twister that I got those things, and I will be forever grateful to him for it. Also, remember this, Twister could have kept ALL the profit from the store. Legally it was his, but he didn't. I do not know exactly how much he donated but it was at least \$67,000.00 from what I have been told. or as the thieves say "only" \$67,000.00. That is money that he did not have to give up, but did. So to those who wish to belittle what he's done, how much of you income did you give up? Any? You can kiss my pale white ass.

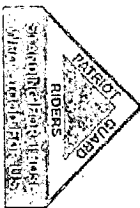
I will miss Twister being at the helm, but I know that Snap will be another excellent leader.

Twister,  
I hope that everything I've done for the PGR has been done right, you ARE one of my heroes.

Snap,  
Tell me what you want and I'll do what I can to make it so. Just name it.

Henry A. Lange BTC(SW)(USN)(Ret)

**PLAINTIFF'S EXHIBIT 13**



Friday, November 21, 2008

# Patriot Guard Riders Standing For Those Who Stood For Us



jomalley Logout

... ALL Forums ...

## Navigation

- Home
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- Letters of Appreciation
- Fallen Warrior Scholarship
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- Events
- Troop Support Partners
- PGR FAQ
- PGR Gear
- Dialing Homepage
- Might's Posts

## Directory

Click to send an email to the

## Patriot Guard Riders Forum

Unanswered Not Read My Forums Active Topics

Forums > State Captain Area > State Captain/Ride Captain Discussions

Subject: Jeff Brown resigns

You are not authorized to post a reply.

Author

addecop D  
Posts: 2781  
Tonopah, Arizona

Ride Captain

Messages

09 Nov 2006 1:14 AM

Oldest First

1. Alert

I said my Thank You to Jeff and let Snap know he would have my support and was going to leave it at that but the more I think about it the more it pisses me off. Brings to mind the famous line from the movie Network, "I'm mad as HELL and I'm not going to take it anymore."

I am sick and tired of the PC Pantywaists trying to control things their way even when it is not theirs to control. Membership was free if you don't like what is happening get out we don't need you. If you don't like the music or the movie change the channel stupid don't try and sue the station. All you hear in this world lately is change this line or remove this word it might offend someone else or offend me. Don't listen to it, sing it, or read it asshole go home and play with your tinkler toys.

The National PGR was built by Jeff with his time, spirit, funds and separation from his family. It is his to do with as he wants if you disagree with his vision or direction leave and start your own group if your ideas are so great then you shouldn't have to invest a lot to make it work. (tongue in cheek.)

It is a sad day when a few malcontents and people with a need to know things that are none of their

Page 3 of 3 < < < 1 2 3

Forums My Profile Search Members

PLAINTIFF'S  
EXHIBIT

13

PGR 003503

11/21/2008

**PLAINTIFF'S EXHIBIT 14**

Jon Tatum <jon@tatumassociates.cc> wrote:

Ed:

Jeff's store had nothing to do with the non-profit corporation. The non-profit didn't even exist for most of the time that Jeff had the store. There may have been a short period that Jeff was selling product while the non-profit was in existence but I'm not sure what those dates would have been. He operated the store as a Sole Proprietor for tax purposes. I never prepared Jeff's tax returns so I can't say how that was handled. The attorney is correct with the assumptions below however the timing is what would hold up in court and with the IRS. Hope this helps.

Let me know if you have any other questions. I'm always glad to help.

Jon Tatum

Tatum & Associates, Inc.  
2000 Mallory Ln, Ste 130-140  
Franklin, TN 37067

Mail to: [jon@tatumassociates.cc](mailto:jon@tatumassociates.cc)  
(615) 300-1549 Voice  
(615) 599-1560 Fax

From: Ed Mueller [<mailto:wescot2@yahoo.com>]  
Sent: Tuesday, September 25, 2007 9:09 AM  
To: Jon Tatum  
Subject: Your Position on a matter

Hi Jon,

I have spoke to Ronny Awtry about how Jeff ran his store, and he assured me that both you, and our Attorney stated, that Jeff's way was preferable, and that the IRS would have no problem with it.

Below is a communication which I have received from another member, who sought the opinion of another lawyer ( I have removed the lawyers name ) Please read what she opines, and let me know your thoughts on this.

Letter follows

Patriot Guard Riders, Inc.

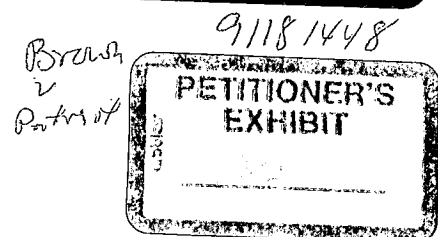
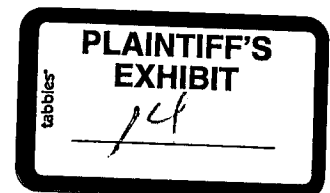
In Re: Non-Profit Self Dealing Rules

Dear Board of Directors:

I have been asked to provide your organization with my opinion concerning possible matters of self-dealing in your organization which could jeopardize PGR's tax exempt status with the IRS. I provide this opinion based on my past experience with nonprofit organizations and knowledge of the IRS rules and regulations concerning tax exempt entities.

I have been provided information about the Patriot Guard Riders, Inc. (PGR) and its connection to a for-profit entity, PGR Store, LLC (store). According to my information PGR was only permitted to obtain merchandise from the store. Members were linked to the store from the PGR web-site to purchase PGR gear, patches and supplies. It is my further understanding that the owner of the store was a board member of PGR. I understand that he has since been removed from that position.

The IRS does not tolerate self-dealing in nonprofit organizations. This premise is central to the tax-exempt statute which specifically states that "Corporations, and any community chest, fund, or foundation, organized and operated exclusively for religious, charitable ... no part of the net earnings



9/30/2008

PGR 003047

**PLAINTIFF'S EXHIBIT 15**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-05-03 12:23:13 ET

Serial Number: 77383586 Assignment Information

Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

**PATRIOT GUARD RIDERS**

(words only): PATRIOT GUARD RIDERS

Standard Character claim: Yes

Current Status: Further action on the application has been suspended.

Date of Status: 2010-02-04

Filing Date: 2008-01-29

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 105

Attorney Assigned:  
YONTEF DAVID ERIC

Current Location: L50 -TMEG Law Office 105

Date In Location: 2009-08-04

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Patriot Guard Riders, Inc.

**Address:**

Patriot Guard Riders, Inc.  
2448 E. 81st Street, Suite 5900  
Tulsa, OK 741374259  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Oklahoma

**Phone Number:** 312-704-1890

**Fax Number:** 312-704-8023





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## GOODS AND/OR SERVICES

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**International Class:** 014

**Class Status:** Active

Ornamental pins; commemorative coins

**Basis:** 1(a)

**First Use Date:** 2005-12-14

**First Use in Commerce Date:** 2005-12-14

**International Class:** 024

**Class Status:** Active

Cloth banners; fabric flags

**Basis:** 1(a)

**First Use Date:** 2005-11-29

**First Use in Commerce Date:** 2005-11-29

**International Class:** 025

**Class Status:** Active

Hats; short-sleeved and long-sleeved t-shirts; sweatshirts; do rags

**Basis:** 1(a)

**First Use Date:** 2005-12-08

**First Use in Commerce Date:** 2005-12-08

**International Class:** 026

**Class Status:** Active

Embroidered patches for clothing; armbands

**Basis:** 1(a)

**First Use Date:** 2005-12-23

**First Use in Commerce Date:** 2005-12-23

**International Class:** 045

**Class Status:** Active

Organizing and conducting support groups in the field of combat veterans and their families

**Basis:** 1(a)

**First Use Date:** 2005-11-09

**First Use in Commerce Date:** 2005-11-09

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## ADDITIONAL INFORMATION

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**Disclaimer:** "RIDERS" IN CLASS 45

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## MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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## PROSECUTION HISTORY

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**NOTE:** To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-02-04 - Report Completed Suspension Check Case Still Suspended

2009-08-04 - Report Completed Suspension Check Case Still Suspended

2009-08-04 - Assigned To LIE

2009-02-04 - Report Completed Suspension Check Case Still Suspended

2008-08-04 - Notification Of Letter Of Suspension E-Mailed

2008-08-04 - LETTER OF SUSPENSION E-MAILED

2008-08-04 - Suspension Letter Written

2008-08-04 - Examiner's Amendment Entered

2008-08-04 - Notification Of Examiners Amendment E-Mailed

2008-08-04 - EXAMINERS AMENDMENT E-MAILED

2008-08-04 - Examiners Amendment -Written

2008-05-07 - Notification Of Non-Final Action E-Mailed

2008-05-07 - Non-final action e-mailed

2008-05-07 - Non-Final Action Written

2008-05-07 - Assigned To Examiner

2008-02-04 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

James R. Foley

**Correspondent**

JAMES R. FOLEY

TREXLER, BUSHNELL, GIANGIORGI, BLACKSTON

105 W ADAMS ST FL 36

CHICAGO, IL 60603-6299

Phone Number: 312-704-1890

Fax Number: 312-704-8023

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## Trademark/Service Mark Application, Principal Register

Serial Number: 77383586

Filing Date: 01/29/2008

The table below presents the data as entered.

<b>SERIAL NUMBER</b>	77383586
<b>MARK INFORMATION</b>	
*MARK	<u>PATRIOT GUARD RIDERS</u>
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	PATRIOT GUARD RIDERS
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
<b>APPLICANT INFORMATION</b>	
*OWNER OF MARK	Patriot Guard Riders, Inc.
*STREET	2448 E. 81st Street, Suite 5900
*CITY	Tulsa
*STATE (Required for U.S. applicants)	Oklahoma
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	74137-4259
PHONE	312-704-1890
FAX	312-704-8023
EMAIL ADDRESS	ptodocket@trexlaw.com
<b>LEGAL ENTITY INFORMATION</b>	

<b>TYPE</b>	corporation
<b>STATE/COUNTRY OF INCORPORATION</b>	Oklahoma
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
<b>*INTERNATIONAL CLASS</b>	006
<b>*IDENTIFICATION</b>	Metal license plates
<b>FILING BASIS</b>	SECTION 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 12/09/2005
<b>FIRST USE IN COMMERCE DATE</b>	At least as early as 12/09/2005
<b>SPECIMEN FILE NAME(S)</b>	<u>\\TICRS2\EXPORT15\773\835</u> <u>\77383586\xml1\APP0003.JP G</u>
<b>SPECIMEN DESCRIPTION</b>	Scanned photograph of mark applied to the goods
<b>*INTERNATIONAL CLASS</b>	014
<b>*IDENTIFICATION</b>	Ornamental pins; commemorative coins
<b>FILING BASIS</b>	SECTION 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 12/14/2005
<b>FIRST USE IN COMMERCE DATE</b>	At least as early as 12/14/2005
<b>SPECIMEN FILE NAME(S)</b>	<u>\\TICRS2\EXPORT15\773\835</u> <u>\77383586\xml1\APP0004.JP G</u>
<b>SPECIMEN DESCRIPTION</b>	Scanned photograph of mark applied to the goods
<b>*INTERNATIONAL CLASS</b>	024
<b>*IDENTIFICATION</b>	Cloth banners; fabric flags
<b>FILING BASIS</b>	SECTION 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 11/29/2005
<b>FIRST USE IN COMMERCE DATE</b>	At least as early as 11/29/2005
<b>SPECIMEN FILE NAME(S)</b>	<u>\\TICRS2\EXPORT15\773\835</u> <u>\77383586\xml1\APP0005.JP G</u>
<b>SPECIMEN DESCRIPTION</b>	Scanned photograph of mark applied to the goods
<b>*INTERNATIONAL CLASS</b>	025

<b>*IDENTIFICATION</b>	Hats; short-sleeved and long-sleeved t-shirts; sweatshirts; doo-rags
<b>FILING BASIS</b>	SECTION 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 12/08/2005
<b>FIRST USE IN COMMERCE DATE</b>	At least as early as 12/08/2005
<b>SPECIMEN FILE NAME(S)</b>	<u>\\TICRS2\EXPORT15\773\835 \77383586\xml1\APP0006.JP G</u>
<b>SPECIMEN DESCRIPTION</b>	Scanned photograph of mark applied to the goods
<b>*INTERNATIONAL CLASS</b>	026
<b>*IDENTIFICATION</b>	Embroidered patches for clothing; armbands
<b>FILING BASIS</b>	SECTION 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 12/23/2005
<b>FIRST USE IN COMMERCE DATE</b>	At least as early as 12/23/2005
<b>SPECIMEN FILE NAME(S)</b>	<u>\\TICRS2\EXPORT15\773\835 \77383586\xml1\APP0007.JP G</u>
<b>SPECIMEN DESCRIPTION</b>	Scanned photograph of mark applied to the goods
<b>*INTERNATIONAL CLASS</b>	045
<b>*IDENTIFICATION</b>	Organizing and conducting support groups in the field of combat veterans and their families
<b>FILING BASIS</b>	SECTION 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 11/09/2005
<b>FIRST USE IN COMMERCE DATE</b>	At least as early as 11/09/2005
<b>SPECIMEN FILE NAME(S)</b>	<u>\\TICRS2\EXPORT15\773\835 \77383586\xml1\APP0008.JP G</u>
<b>SPECIMEN DESCRIPTION</b>	Printout of web site page
<b>ATTORNEY INFORMATION</b>	
<b>NAME</b>	James R. Foley
<b>ATTORNEY DOCKET NUMBER</b>	2569/47154/2
<b>FIRM NAME</b>	Trexler, Bushnell, Giangiorgi, Blackstone & Marr, Ltd

<b>STREET</b>	105 W. Adams, 36th Floor
<b>CITY</b>	Chicago
<b>STATE</b>	Illinois
<b>COUNTRY</b>	United States
<b>ZIP/POSTAL CODE</b>	60603
<b>PHONE</b>	312-704-1890
<b>FAX</b>	312-704-8023
<b>EMAIL ADDRESS</b>	ptodocket@trexlaw.com
<b>AUTHORIZED TO COMMUNICATE VIA EMAIL</b>	Yes
<b>OTHER APPOINTED ATTORNEY</b>	David J. Marr
<b>CORRESPONDENCE INFORMATION</b>	
<b>NAME</b>	James R. Foley
<b>FIRM NAME</b>	Trexler, Bushnell, Giangiorgi, Blackstone & Marr, Ltd
<b>STREET</b>	105 W. Adams, 36th Floor
<b>CITY</b>	Chicago
<b>STATE</b>	Illinois
<b>COUNTRY</b>	United States
<b>ZIP/POSTAL CODE</b>	60603
<b>PHONE</b>	312-704-1890
<b>FAX</b>	312-704-8023
<b>EMAIL ADDRESS</b>	ptodocket@trexlaw.com
<b>AUTHORIZED TO COMMUNICATE VIA EMAIL</b>	Yes
<b>FEE INFORMATION</b>	
<b>NUMBER OF CLASSES</b>	6
<b>FEE PER CLASS</b>	325
<b>*TOTAL FEE DUE</b>	1950
<b>*TOTAL FEE PAID</b>	1950
<b>SIGNATURE INFORMATION</b>	

<b>SIGNATURE</b>	/james r. foley/
<b>SIGNATORY'S NAME</b>	James R. Foley
<b>SIGNATORY'S POSITION</b>	Attorney of record
<b>DATE SIGNED</b>	01/29/2008

PTO Form 1473 (Rev 9/2006)  
OMB No. 0651-0009 (Exp 12/31/2008)

## Trademark/Service Mark Application, Principal Register

**Serial Number: 77383586**

**Filing Date: 01/29/2008**

### To the Commissioner for Trademarks:

**MARK:** PATRIOT GUARD RIDERS (Standard Characters, see mark)

The literal element of the mark consists of PATRIOT GUARD RIDERS.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, Patriot Guard Riders, Inc., a corporation of Oklahoma, having an address of

2448 E. 81st Street, Suite 5900

Tulsa, Oklahoma 74137-4259

United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended.

International Class 006: Metal license plates

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 006, the mark was first used at least as early as 12/09/2005, and first used in commerce at least as early as 12/09/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Scanned photograph of mark applied to the goods.

Specimen File1

International Class 014: Ornamental pins; commemorative coins

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 014, the mark was first used at least as early as 12/14/2005, and first used in commerce at least as early as 12/14/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Scanned photograph of mark applied to the goods.

Specimen File1

International Class 024: Cloth banners; fabric flags

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 024, the mark was first used at least as early as 11/29/2005, and first used in commerce at least as early as 11/29/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Scanned photograph of mark applied to the goods.

Specimen File1

International Class 025: Hats; short-sleeved and long-sleeved t-shirts; sweatshirts; doo-rags

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 025, the mark was first used at least as early as 12/08/2005, and first used in commerce at least as early as 12/08/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Scanned photograph of mark applied to the goods.

Specimen File1

International Class 026: Embroidered patches for clothing; armbands

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in



commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 026, the mark was first used at least as early as 12/23/2005, and first used in commerce at least as early as 12/23/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Scanned photograph of mark applied to the goods.

Specimen File1

International Class 045: Organizing and conducting support groups in the field of combat veterans and their families

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 045, the mark was first used at least as early as 11/09/2005, and first used in commerce at least as early as 11/09/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Printout of web site page.

Specimen File1

The applicant hereby appoints James R. Foley and David J. Marr of Trexler, Bushnell, Giangiorgi, Blackstone & Marr, Ltd

105 W. Adams, 36th Floor

Chicago, Illinois 60603

United States

to submit this application on behalf of the applicant. The attorney docket/reference number is 2569/47154/2.

Correspondence Information: James R. Foley

105 W. Adams, 36th Floor

Chicago, Illinois 60603

312-704-1890(phone)

312-704-8023(fax)

ptodocket@trexlaw.com (authorized)

A fee payment in the amount of \$1950 has been submitted with the application, representing payment for 6 class(es).

### **Declaration**

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and

the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /james r. foley/ Date Signed: 01/29/2008  
Signatory's Name: James R. Foley  
Signatory's Position: Attorney of record

RAM Sale Number: 2982  
RAM Accounting Date: 01/30/2008

Serial Number: 77383586  
Internet Transmission Date: Tue Jan 29 18:09:21 EST 2008  
TEAS Stamp: USPTO/BAS-67.36.193.194-2008012918092131  
9546-77383586-4002eded1ba5ee99cd3831b5b4  
be564597-DA-2982-20080129165750856196

# PATRIOT GUARD RIDERS

Standing for Those Who Stood for US



**PATRIOT GUARD RIDERS**







Standing for Those  
Who Stood for **US**





Standing for Those  
Who Stood for US



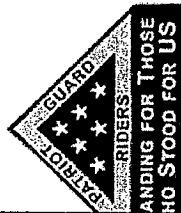
America Online 9.0 Security Edition SE [Our Mission]  
 File Edit Mail Community Services Safety Settings Music Finance Keyword Sign Off Help  
 Read 3 Write IM People

http://www.patriotguard.org/AboutUs/OurMission/tabid/60/Default.aspx

# Patriot Guard Riders

## Standing For Those Who Stood For US

...: About Us » Our Mission ...



esday, January 29, 2008

### Navigation

- Home
- About Us
- Leadership Contacts
- Letters of Appreciation
- Fallen Warrior Scholarship
- ALL Forums
- Help on the HomeFront
- Photo Gallery
- Media/Press
- Fallen Members
- Events
- Troop Support Partners
- PGR FAQ
- PGR Gear
- Dialup Homepage

### Our Mission

#### Patriot Guard Riders Mission Statement

The Patriot Guard Riders is a diverse amalgamation of riders from across the nation. We have one thing in common: motorcycles. We have an unwavering respect for those who risk their very lives for America's freedom and security. If you respect, please join us.

We don't care what you ride, what your political views are, or whether you're a "hawk" or a "dove". It is not a requirement that you be a veteran. It doesn't matter where you're from or what your income is. You don't even have to ride. The only prerequisite is Respect.

Our main mission is to attend the funeral services of fallen American heroes as invited guests of the family. Each undertaking has two basic objectives.

1. **Show our sincere respect for our fallen heroes, their families, and their communities.**
2. **Shield the mourning family and friends from interruptions created by any protestor or group of protestors.**

We accomplish the latter through strictly legal and non-violent means.

\*\*\* User:dyontef \*\*\*

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	1	0	1	1	0:02	77383586[SN]
02	470	N/A	0	0	0:03	*p{v0:2}t\$1r{v0:2}t*[bi,ti] and live[ld]
03	12689	N/A	0	0	0:04	*g{v0:2}r\$1d*[bi,ti] and live[ld]
04	2399	N/A	0	0	0:06	*r{"iey"}{v0:1}d\$1{v0:2}r*[bi,ti] and live[ld]
05	5	0	5	3	0:01	2 and (3 4)
06	83	N/A	0	0	0:01	3 and 4
07	80	0	7	2	0:01	6 not 5
08	465	0	54	36	0:01	2 not (5 7)
09	39080	N/A	0	0	0:05	*r{"iey"}{v0:1}d*[bi,ti] and live[ld]
10	1297	N/A	0	0	0:01	9 and (2 3)
11	1213	0	59	40	0:01	10 not (5 7)

Session started 5/7/2008 9:45:13 AM

Session finished 5/7/2008 9:59:08 AM

Total search duration 0 minutes 26 seconds

Session duration 13 minutes 55 seconds

Default NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 77383586

---

**To:** Patriot Guard Riders, Inc. ([ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com))  
**Subject:** TRADEMARK APPLICATION NO. 77383586 - PATRIOT GUARD RIDERS - 2569/47154/2  
**Sent:** 5/7/2008 10:55:44 AM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:** [Attachment - 1](#)  
[Attachment - 2](#)  
[Attachment - 3](#)  
[Attachment - 4](#)  
[Attachment - 5](#)

---

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**SERIAL NO:** 77/383586

**MARK:** PATRIOT GUARD RIDERS

**\*77383586\***

**CORRESPONDENT ADDRESS:**

JAMES R. FOLEY  
TREXLER, BUSHNELL, GIANGIORGI,  
BLACKSTON  
105 W ADAMS ST FL 36  
CHICAGO, IL 60603-6299

**RESPOND TO THIS ACTION:**

<http://www.uspto.gov/teas/eTEASpageD.htm>

**GENERAL TRADEMARK INFORMATION:**

<http://www.uspto.gov/main/trademarks.htm>

**APPLICANT:** Patriot Guard Riders, Inc.

**CORRESPONDENT'S REFERENCE/DOCKET  
NO:**

2569/47154/2

**CORRESPONDENT E-MAIL ADDRESS:**

[ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com)

**OFFICE ACTION**

TO AVOID ABANDONMENT, THE OFFICE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF THE ISSUE/MAILING DATE.

**ISSUE/MAILING DATE:** 5/7/2008

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant

must respond timely and completely to the issues below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62, 2.65(a); TMEP §§711, 718.03.

### **Prior Pending Application**

Information regarding pending Application Serial No. 77/041,061 is enclosed. The filing date of the referenced application precedes applicant's filing date. There may be a likelihood of confusion between the two marks under Trademark Act Section 2(d), 15 U.S.C. §1052(d). If the referenced application registers, registration may be refused in this case under Section 2(d). 37 C.F.R. §2.83; TMEP §§1208 *et seq.* Therefore, upon entry of a response to this Office action, action on this case may be suspended pending final disposition of the earlier-filed application.

If applicant believes there is no potential conflict between this application and the earlier-filed application, then applicant may present arguments relevant to the issue in a response to this Office action. The election not to submit arguments at this time in no way limits applicant's right to address this issue at a later point.

If applicant chooses to respond to the potential refusal to register, then applicant must also respond to the following requirements.

### **Identification of Goods –Class 25**

Applicant must revise the description of goods in Class 25 to replace the misspelled word “doo-rags” with the word “do rag”. TMEP §1402.01.

The applicant may adopt any or all of the following descriptions, if accurate:

“Metal license plates”, in International Class 6;

“Ornamental pins; commemorative coins”, in International Class 14;

“Cloth banners; fabric flags”, in International Class 24;

“Hats; short-sleeved and long-sleeved t-shirts; sweatshirts; **do rags**”, in International Class 25;

“Embroidered patches for clothing; armbands”, in International Class 26; and/or

“Organizing and conducting support groups in the field of combat veterans and their families”, in International Class 45.

TMEP §1402.11.

For assistance with identifying and classifying goods and/or services in trademark applications, please see the online searchable *Manual of Acceptable Identifications of Goods and Services* at <http://tess2.uspto.gov/netahtml/tidm.html>. See TMEP §1402.04.

Although identifications of goods and services may be amended to clarify or limit the goods, adding to or broadening the scope of the goods and services is not permitted. 37 C.F.R. §2.71(a); *see* TMEP §§1402.06 *et seq.*, 1402.07. Therefore, applicant may not amend the identification to include goods and services that are not within the scope of the goods and services set forth in the present identification.

#### **Disclaimer – Class 45**

Applicant must disclaim the descriptive word “RIDERS” apart from the mark as shown because it merely describes the “amalgamation of riders” who organize and conduct support groups for combat veterans and their families, as noted by the specimen of record. *See* 15 U.S.C. §1056(a); TMEP §§1213, 1213.03(a). See the attached dictionary definitions.

In this regard, although applicant’s web page printout indicates that some of the services providers may not ride, “[a word] may be merely descriptive even if it does not describe the ‘full scope and extent’ of the applicant’s goods or services.” *In re Oppedahl & Larson LLP*, 373 F.3d 1171, 1173, 71 USPQ2d 1370, 1371 (Fed. Cir. 2004) (citing *In re Dial-A-Mattress Operating Corp.*, 240 F.3d 1341, 1346, 57 USPQ2d 1807, 1812 (Fed. Cir. 2001)); TMEP §1209.01(b). It is enough if the term describes only one significant function, attribute or property. *In re Oppedahl*, 373 F.3d at 1173, 71 USPQ2d at 1371; TMEP §1209.01(b). In this case, the term “RIDER” in the proposed mark unequivocally and undoubtedly describes at least one significant aspect of the identified services; namely, the services are provided, in part, by motorcycle riders.

The computerized printing format for the Office’s *Trademark Official Gazette* requires a standardized format for a disclaimer. TMEP §1213.08(a)(i). The following is the standard format used by the Office:

No claim is made to the exclusive right to use “RIDERS in Class 45” apart from the mark as shown.

TMEP §1213.08(a)(i); *see In re Owatonna Tool Co.*, 231 USPQ 493 (Comm’r Pats. 1983).

#### **Miscellaneous**

If applicant has questions about its application or needs assistance in responding to this Office action, please telephone the assigned trademark examining attorney directly at the number below.

/David Yontef/  
Trademark Attorney Advisor  
Law Office 105  
(571) 272-8274

**RESPOND TO THIS ACTION:** If there are any questions about the Office action, please contact the assigned examining attorney. A response to this Office action should be filed using the form available at <http://www.uspto.gov/teas/eTEASpageD.htm>. If notification of this Office action was received via e-mail,

no response using this form may be filed for 72 hours after receipt of the notification. **Do not attempt to respond by e-mail as the USPTO does not accept e-mailed responses.**

If responding by paper mail, please include the following information: the application serial number, the mark, the filing date and the name, title/position, telephone number and e-mail address of the person signing the response. Please use the following address: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451.

**STATUS CHECK:** Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.

**Print: May 7, 2008**

**77041061**

**DESIGN MARK**

**Serial Number**

77041061

**Status**

REPORT COMPLETED SUSPENSION CHECK - CASE STILL SUSPENDED

**Word Mark**

PATRIOT GUARD RIDER

**Standard Character Mark**

Yes

**Type of Mark**

TRADEMARK; SERVICE MARK

**Register**

PRINCIPAL

**Mark Drawing Code**

(4) STANDARD CHARACTER MARK

**Owner**

Brown, Jeff INDIVIDUAL UNITED STATES 8321 S. 8th St. Broken Arrow  
OKLAHOMA 74801

**Goods/Services**

Class Status -- ACTIVE. IC 006. US 002 012 013 014 023 025 050. G  
& S: Metal license plates. First Use: 2005/12/09. First Use In  
Commerce: 2005/12/09.

**Goods/Services**

Class Status -- ACTIVE. IC 014. US 002 027 028 050. G & S:  
Ornamental pins. First Use: 2005/12/14. First Use In Commerce:  
2005/12/14.

**Goods/Services**

Class Status -- ACTIVE. IC 024. US 042 050. G & S: Cloth banners;  
Fabric flags. First Use: 2005/11/29. First Use In Commerce:  
2005/11/29.

**Goods/Services**

Class Status -- ACTIVE. IC 025. US 022 039. G & S: Hats;  
Short-sleeved or long-sleeved t-shirts. First Use: 2005/12/08. First  
Use In Commerce: 2005/12/08.

**Goods/Services**

Class Status -- ACTIVE. IC 026. US 037 039 040 042 050. G & S:  
Embroidered patches for clothing. First Use: 2005/12/23. First Use  
In Commerce: 2005/12/23.

**Print: May 7, 2008**

**77041061**

**Goods/Services**

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Association services, namely, promoting the interests of families of deceased military members and families of deceased veterans. First Use: 2005/10/27. First Use In Commerce: 2005/11/09.

**Filing Date**

2006/11/09

**Examining Attorney**

WILKE, JOHN

**Attorney of Record**

Molly D. McKay



# **PATRIOT GUARD RIDER**

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Oxford Dictionaries *Passionate about language*

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## Compact Oxford English Dictionary

rider

• **noun** 1 a person who rides a horse, bicycle, motorcycle, etc. 2 an added condition or proviso.

— DERIVATIVES **riderless** adjective.



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## Dictionary

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ABCDEFGHIJKLMNOPQRSTUVWXYZ



**rider**

riddle (1)

riddle (2)

riddling

ride

ride down

ride out

ride up

Rideau Hall

**► rider**

ridership

ridesharing

ridge

ridge tent

ridgeback


**rid·er** [ rī·der ] (*plural* rid·ers)

noun

**Definition:**

**1. somebody on horse or bike:** somebody who rides on an animal or a vehicle

**2. additional comment:** an extra

 **rider**

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- ◊ GPS for students
- ◊ Saving for college
- ◊ Presidential Myths Quiz

---

**To:** Patriot Guard Riders, Inc. ([ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com))  
**Subject:** TRADEMARK APPLICATION NO. 77383586 - PATRIOT GUARD RIDERS - 2569/47154/2  
**Sent:** 5/7/2008 10:55:48 AM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:**

---

**IMPORTANT NOTICE**  
**USPTO OFFICE ACTION HAS ISSUED ON 5/7/2008 FOR**  
**APPLICATION SERIAL NO. 77383586**

Please follow the instructions below to continue the prosecution of your application:

**VIEW OFFICE ACTION:** Click on this link  
[http://tportal.uspto.gov/external/portal/tow?DDA=Y&serial\\_number=77383586&doc\\_type=OOA&](http://tportal.uspto.gov/external/portal/tow?DDA=Y&serial_number=77383586&doc_type=OOA&)  
(or copy and paste this URL into the address field of your browser), or visit  
<http://tportal.uspto.gov/external/portal/tow> and enter the application serial number to **access** the Office action.

**PLEASE NOTE:** The Office action may not be immediately available but will be viewable within 24 hours of this notification.

**RESPONSE MAY BE REQUIRED:** You should carefully review the Office action to determine (1) if a response is required; (2) how to respond; and (3) the applicable **response time period**. Your response deadline will be calculated from 5/7/2008.

**Do NOT hit "Reply" to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses. Instead, the USPTO recommends that you respond online using the Trademark Electronic Application System response form at <http://www.uspto.gov/teas/eTEASpageD.htm>.**

**HELP:** For *technical* assistance in accessing the Office action, please e-mail [TDR@uspto.gov](mailto:TDR@uspto.gov). Please contact the assigned examining attorney with questions about the Office action.

**WARNING**

- 1. The USPTO will NOT send a separate e-mail with the Office action attached.**
- 2. Failure to file any required response by the applicable deadline will result in the**

**ABANDONMENT of your application.**

---

**To:** Patriot Guard Riders, Inc. ([ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com))  
**Subject:** TRADEMARK APPLICATION NO. 77383586 - PATRIOT GUARD RIDERS - 2569/47154/2  
**Sent:** 8/4/2008 12:35:57 PM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:**

---

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**SERIAL NO:** 77/383586

**MARK:** PATRIOT GUARD RIDERS

**\*77383586\***

**CORRESPONDENT ADDRESS:**

JAMES R. FOLEY  
TREXLER, BUSHNELL, GIANGIORGI,  
BLACKSTON  
105 W ADAMS ST FL 36  
CHICAGO, IL 60603-6299

**GENERAL TRADEMARK INFORMATION:**  
<http://www.uspto.gov/main/trademarks.htm>

**APPLICANT:** Patriot Guard Riders, Inc.

**CORRESPONDENT'S REFERENCE/DOCKET  
NO:**

2569/47154/2

**CORRESPONDENT E-MAIL ADDRESS:**

[ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com)

**NOTICE OF SUSPENSION**

**ISSUE/MAILING DATE:** 8/4/2008

This letter is further to the Examiner's Amendment mailed August 4, 2008.

**SUSPENSION PROCEDURE:** This suspension notice serves to suspend action on the application for the reason(s) specified below. No response is needed. However, if you wish to respond to this notice, you should use the "Response to Letter of Suspension" form found at <http://teasroa.uspto.gov/rsi/rsi>. The Office will conduct periodic status checks to determine if suspension remains appropriate.

Action on this application is suspended pending the disposition of:

- Application Serial No(s). **77041061**

Since applicant's effective filing date is subsequent to the effective filing date of the above-identified application(s), the latter, if and when it registers, may be cited against this application in a refusal to register under Section 2(d) of the Trademark Act, 15 U.S.C. §1052(d). See 37 C.F.R. §2.83; TMEP §§1208 et seq. A copy of information relevant to this pending application(s) **was sent previously**.

Applicant may submit a request to remove the application from suspension to present arguments related to the potential conflict between the relevant application(s) or other arguments related to the ground for suspension. TMEP §716.03. Applicant's election not to present arguments during suspension will not affect the applicant's right to present arguments later should a refusal in fact issue. If a refusal does issue, applicant will be afforded 6 months from the mailing or e-mailing date of the Office action to submit a response. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.

#### **Miscellaneous**

If applicant has questions about its application or needs further assistance, please telephone the assigned trademark examining attorney directly at the number below.

/David Yontef/  
Trademark Attorney Advisor  
Law Office 105  
(571) 272-8274

**STATUS CHECK:** Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.

---

**To:** Patriot Guard Riders, Inc. ([ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com))  
**Subject:** TRADEMARK APPLICATION NO. 77383586 - PATRIOT GUARD RIDERS - 2569/47154/2  
**Sent:** 8/4/2008 12:36:01 PM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:**

---

**IMPORTANT NOTICE**  
**USPTO OFFICE ACTION HAS ISSUED ON 8/4/2008 FOR**  
**APPLICATION SERIAL NO. 77383586**

Please follow the instructions below to continue the prosecution of your application:

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(or copy and paste this URL into the address field of your browser), or visit  
<http://tmpportal.uspto.gov/external/portal/tow> and enter the application serial number to access the Office action.

**PLEASE NOTE:** The Office action may not be immediately available but will be viewable within 24 hours of this notification.

**RESPONSE MAY BE REQUIRED:** You should carefully review the Office action to determine (1) if a response is required; (2) how to respond; and (3) the applicable response time period. Your response deadline will be calculated from 8/4/2008.

**Do NOT hit "Reply" to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses. Instead, the USPTO recommends that you respond online using the Trademark Electronic Application System response form at <http://www.uspto.gov/teas/eTEASpageD.htm>.**

**HELP:** For *technical* assistance in accessing the Office action, please e-mail [TDR@uspto.gov](mailto:TDR@uspto.gov). Please contact the assigned examining attorney with questions about the Office action.

**WARNING**

- 1. The USPTO will NOT send a separate e-mail with the Office action attached.**
- 2. Failure to file any required response by the applicable deadline will result in the**



**ABANDONMENT of your application.**

# NOTE TO THE FILE

SERIAL NUMBER: 77383586

DATE: 08/04/2008

NAME: dyontef

NOTE:

- ☐ Checked LEXIS/NEXIS
- ☐ Searched internet using [insert search engine or web site]
- ☐ Checked with Law Library re surname.
- ☐ Checked geographic significance.
- ☐ Checked with translations branch.
- ☐ Checked ID with ID/Class
- ☐ Checked ID with Senior Attorney/Managing Attorney
- ☐ Telephoned attorney/applicant leaving message re: \_\_\_\_\_
- ☐ Telephoned attorney/applicant, application was signed on \_\_\_\_\_
- ☐ Personal interview conducted with attorney/applicant re \_\_\_\_\_
- ☐ Attorney/applicant called to discuss \_\_\_\_\_
- ☐ Bulky specimens with examiner.

☐ Acronym website searched.

☐ Changed Tradeups to add. \_\_\_\_

☐ Changed Tradeups to delete. \_\_\_\_

☐ Changed Tradeups to add Examiner's Amendment.

☐ Letter of Protest Granted

☒ OTHER: J. O'Malley indicated that he was authorized by J. Foley to conclude business with respect to the issues contained in the Examiner's Amendment dated August 4, 2008. TMEP Section 602.

---

**To:** Patriot Guard Riders, Inc. ([ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com))  
**Subject:** TRADEMARK APPLICATION NO. 77383586 - PATRIOT GUARD RIDERS - 2569/47154/2  
**Sent:** 8/4/2008 12:31:25 PM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:**

---

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**SERIAL NO:** 77/383586

**MARK:** PATRIOT GUARD RIDERS

**\*77383586\***

**CORRESPONDENT ADDRESS:**

JAMES R. FOLEY  
TREXLER, BUSHNELL,  
GIANGIORGI, BLACKSTON  
105 W ADAMS ST FL 36  
CHICAGO, IL 60603-6299

**GENERAL TRADEMARK INFORMATION:**  
<http://www.uspto.gov/main/trademarks.htm>

**APPLICANT:** Patriot Guard Riders, Inc.

**CORRESPONDENT'S REFERENCE/DOCKET  
NO:** 2569/47154/2

**CORRESPONDENT E-MAIL ADDRESS:**  
[ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com)

**EXAMINER'S AMENDMENT**

**ISSUE/MAILING DATE:** 8/4/2008

**OFFICE SEARCH:** The examining attorney has searched the Office's database of registered and pending marks and has found no conflicting marks that would bar registration under Trademark Act Section 2(d). 15 U.S.C. §1052(d); TMEP §704.02.

**AMENDMENT:** In accordance with the authorization granted by James O'Malley on August 4, 2008, the application has been AMENDED as indicated below. Please advise the undersigned examining attorney immediately if there is an objection to the amendment. Otherwise, no response is necessary. TMEP §707.

If the identification of goods and/or services has been amended, please note that any future amendments must be in accordance with 37 C.F.R. §2.71(a) and TMEP §1402.07(e).

### **Identification of Goods and Services**

The goods in Class 6 have been deleted from the application. Therefore, the following goods and services will be printed on any registration that may issue from this application:

“Ornamental pins; commemorative coins”, in International Class 14;

“Cloth banners; fabric flags”, in International Class 24;

“Hats; short-sleeved and long-sleeved t-shirts; sweatshirts; do rags”, in International Class 25;

“Embroidered patches for clothing; armbands”, in International Class 26; and

“Organizing and conducting support groups in the field of combat veterans and their families”, in International Class 45.

TMEP §1402.01(e).

### **Disclaimer**

The following disclaimer statement is added to the record: No claim is made to the exclusive right to use “RIDERS” in Class 45 apart from the mark as shown. 15 U.S.C. §1056; TMEP §§1213, 1213.03(a) and 1213.08(a)(i).

### **Miscellaneous**

If applicant has questions about its application or needs further assistance, please telephone the assigned trademark examining attorney directly at the number below.

/David Yontef/  
Trademark Attorney Advisor  
Law Office 105  
(571) 272-8274

**STATUS CHECK:** Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.



---

**To:** Patriot Guard Riders, Inc. ([ptodocket@trexlaw.com](mailto:ptodocket@trexlaw.com))  
**Subject:** TRADEMARK APPLICATION NO. 77383586 - PATRIOT GUARD RIDERS - 2569/47154/2  
**Sent:** 8/4/2008 12:31:30 PM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:**

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**IMPORTANT NOTICE**  
**USPTO OFFICE ACTION HAS ISSUED ON 8/4/2008 FOR**  
**APPLICATION SERIAL NO. 77383586**

Please follow the instructions below to continue the prosecution of your application:

**VIEW OFFICE ACTION:** Click on this link  
[http://tportal.uspto.gov/external/portal/tow?DDA=Y&serial\\_number=77383586&doc\\_type=EXA&1](http://tportal.uspto.gov/external/portal/tow?DDA=Y&serial_number=77383586&doc_type=EXA&1)  
(or copy and paste this URL into the address field of your browser), or visit  
<http://tportal.uspto.gov/external/portal/tow> and enter the application serial number to access the Office action.

**PLEASE NOTE:** The Office action may not be immediately available but will be viewable within 24 hours of this notification.

**RESPONSE MAY BE REQUIRED:** You should carefully review the Office action to determine (1) if a response is required; (2) how to respond; and (3) the applicable response time period. Your response deadline will be calculated from 8/4/2008.

**Do NOT** hit "Reply" to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses. Instead, the USPTO recommends that you respond online using the Trademark Electronic Application System response form at <http://www.uspto.gov/teas/eTEASpageD.htm>.

**HELP:** For *technical* assistance in accessing the Office action, please e-mail [TDR@uspto.gov](mailto:TDR@uspto.gov). Please contact the assigned examining attorney with questions about the Office action.

**WARNING**

- 1. The USPTO will NOT send a separate e-mail with the Office action attached.**
- 2. Failure to file any required response by the applicable deadline will result in the**

**ABANDONMENT of your application.**



**Trademark SnapShot Amendment - Mail Processing Stylesheet**  
 (Table presents the data on Amendment - Mail Processing Details)

**OVERVIEW**

SERIAL NUMBER	77383586	FILING DATE	01/29/2008
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	YONTEF, DAVID ERIC	L.O. ASSIGNED	105

**PUB INFORMATION**

RUN DATE	08/05/2008		
PUB DATE	N/A		
STATUS	653-SUSPENSION LETTER - MAILED		
STATUS DATE	08/04/2008		
LITERAL MARK ELEMENT	PATRIOT GUARD RIDERS		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPub 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

**FILING BASIS**

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	YES	1 (a)	YES	1 (a)	NO
1 (b)	NO	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

**MARK DATA**

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STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	PATRIOT GUARD RIDERS
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

### CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Patriot Guard Riders, Inc.
ADDRESS	2448 E. 81st Street, Suite 5900 Tulsa, OK 741374259
ENTITY	03-CORPORATION
CITIZENSHIP	Oklahoma

### GOODS AND SERVICES

INTERNATIONAL CLASS	014
DESCRIPTION TEXT	Ornamental pins; commemorative coins

INTERNATIONAL CLASS	024
DESCRIPTION TEXT	Cloth banners; fabric flags

INTERNATIONAL CLASS	025
DESCRIPTION TEXT	Hats; short-sleeved and long-sleeved t-shirts; sweatshirts; do rags

INTERNATIONAL CLASS	026
DESCRIPTION TEXT	Embroidered patches for clothing; armbands

INTERNATIONAL CLASS	045
DESCRIPTION TEXT	Organizing and conducting support groups in the field of combat veterans and their families

### GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	014	FIRST USE DATE	12/14/2005	FIRST USE IN COMMERCE DATE	12/14/2005	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	024	FIRST USE DATE	11/29/2005	FIRST USE IN COMMERCE DATE	11/29/2005	CLASS STATUS	6-ACTIVE

CLASS		DATE		IN COMMERCE DATE		STATUS	
INTERNATIONAL CLASS	025	FIRST USE DATE	12/08/2005	FIRST USE IN COMMERCE DATE	12/08/2005	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	026	FIRST USE DATE	12/23/2005	FIRST USE IN COMMERCE DATE	12/23/2005	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	045	FIRST USE DATE	11/09/2005	FIRST USE IN COMMERCE DATE	11/09/2005	CLASS STATUS	6-ACTIVE

### MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"RIDERS" IN CLASS 45

### PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
08/04/2008	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
08/04/2008	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
08/04/2008	CNSL	R	SUSPENSION LETTER WRITTEN	010
08/04/2008	XAEC	I	EXAMINER'S AMENDMENT ENTERED	009
08/04/2008	GNEN	O	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	008
08/04/2008	GNEA	O	EXAMINERS AMENDMENT E-MAILED	007
08/04/2008	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	006
05/07/2008	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	005
05/07/2008	GNRT	F	NON-FINAL ACTION E-MAILED	004
05/07/2008	CNRT	R	NON-FINAL ACTION WRITTEN	003
05/07/2008	DOCK	D	ASSIGNED TO EXAMINER	002
02/04/2008	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001


### CURRENT CORRESPONDENCE INFORMATION


ATTORNEY	James R. Foley
CORRESPONDENCE ADDRESS	JAMES R. FOLEY



	TREXLER, BUSHNELL, GIANGIORGI, BLACKSTON 105 W ADAMS ST FL 36 CHICAGO, IL 60603-6299
DOMESTIC REPRESENTATIVE	NONE


# PATRIOT GUARD RIDERS


**PLAINTIFF'S EXHIBIT 16**



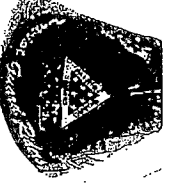
Messages 

 0 Unread Messages  
 0 Read Messages





America Loves You Silk Rose



PGR Doo-Rag

Monica,

Lets put the facts out once again, and I'm sorry if I make an error in all of the chain of events.

1. The current BOD asked to see the records of the PGR store, we were told, it was a private business, and those records would not be made available to us.
2. Based on that information, the BOD voted No confidence, in respects to the then, Executive Director, and asked for his resignation.
3. Jeff asked that we allow the store to remain open until he sold out all of the product which he currently had in stock, the BOD agreed to that.
4. The BOD, asked Jeff, if we could continue to use the current Logo, since Jeff made it very clear up to that point that he had the Logo trademarked.
5. Jeff told the BOD that we could use the current Logo and name on the website, but would not grant us the use for any items to be merchandised.
6. In an attempt to continue to use the current logo, the BOD negotiated with Jeff, that he could continue to run his store, and Jeff agreed that we PGR could also open a store, and he would grant us the right to use the current logo on any merchandise.
7. During further talks to clarify Jeff's last position, he made it known, that we could only use the current logo, on merchandise, which did not duplicate any item, which he sold.
8. The BOD did not accept those terms, and took a chance, and filed for a trademark on the current Logo. It was at that time, that the BOD found out, that Jeff did not have the Logo trademark, and in fact, our application, had a lower filing number than his. Going back in my memory, without looking up the exact number, I believe our application beat his into the trademark office by approx 700.
9. Since Jeff claimed First Use of the Logo, he feels that he owns the Logo, even though our filing number is lower than his.
10. THE BOD on a conference call with our lawyer, in which the Regional Captains were part of the conversation, was asked his opinion about the Logo dispute.
11. Without going into all the legal wording which he used, our lawyer believes that Jeff has the right to use the Logo, but he would not be able to stop the PGR from using it either. He also advised at that time, if it was necessary to fight this in court, we could figure on it costing the PGR between 50 - 70 Thousand dollars.

PGR 001989

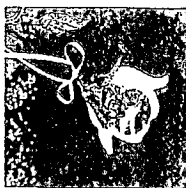
<http://www.patriotguard.org/ALLForums/tabid/61/forumid/43/page/2/view/Topic/postid/339644/Default.aspx>



6/13/2008



PGR Armband



Welcome Home Silk Rose



Wounded Warrior Challenge Coin

12. With no source of income at this time, the BOD had to make a decision, how we were going to continue to fund, our website, pay our accountant, pay for the plaques, pay for legal assistance.....etc.....etc.....

13. The BOD made a decision, based on many of the threads out here on our website, that changing our Logo, instead of possibly spending thousands of dollars, would be the best direction to take.

14. The BOD, to insure that our Mission went forward, had to insure a source of income to continue operations, and we went forward to open our own store, to generate this income.

All of the above took place in a period of 3 weeks.....While we were also out here on the web, trying to hold this group together, and defending, every little action which we had to take. Many times, not being able to state somethings, because we were still in negotiations with Jeff, who had complete access to what was being said.

I'm not making excuses why everyone wasn't consulted, or even asked for their input. The BOD has a fiduciary responsibility, to everyone of our members, and we took the action which we felt was necessary, to insure that this organization continued to move forward, and accomplish our Mission Statement.

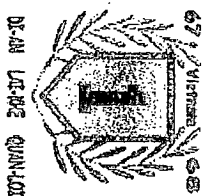
I've now tried my best to spell everything out the best that I can remember these events. I hope his now gives you a better understanding of What the BOD did, and Why.

Respects,  
Ed

Freedom  
Justice  
Brotherhood

If your gonna be One.....Be a BIG RED ONE



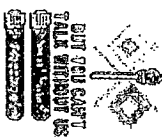


Diplomacy...the art of telling someone to go to hell.....and they look forward to the trip

10 Dec 2006 2:07 AM

Alert

Waldo @  
Posts: 1325  
Windsor, CO  
YOU CAN TALK  
ABOUT BS...



the crow says

while I very well understand the need for the BOD to make critical decisions in a timely fashion, I am disappointed the RCS/SCS could not have been better informed as to what those decisions were at some point.  
new store? logo change? a clue would have been nice.

From National Announcements dated 21 Nov 06 - decision to stand up a new store.

<http://www.patriotguard.org/Forums/tabid/61/view/topic/postid/318031/forumid/155/Default.aspx#318031>

I would like to address some topics with you and the best way for my old mind is by the numbers. So here goes.  
1) The PGR score: We are going to TRY and have the new store up by New Years Eve. It will sell all the items it does now and more. And ALL profit will go to the PGR. We are going to outsource this store so that no member will have his hands on it. It will be overseen by a committee of members.

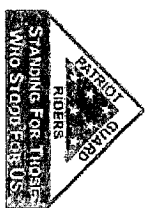
from national website dated 12 nov 06 - introduction of the slogan

<http://www.patriotguard.org/Forums/tabid/61/forumid/14/postid/304100/view/topic/Default.aspx>

indy harley says:

Jason the new banner looks great and definitely conveys what we do - thanks for your efforts.

**PLAINTIFF'S EXHIBIT 17**



jomalley Logout

**...:: All Forums ...::**

1

- 2025/1/26/24

1

2025/1/26/24

**Alert**

Well, I have some good news for everybody. Jeff and I have put our heads together and come up with, what we believe to be, a great solution to this controversy. First, let me make clear that there has never been an issue with the use of the name or logo for PGR identification purposes. Jeff has always given his assurance to that issue. The issue has been the store and that's been beaten to death. Here's the plan. There will be two stores, the new "PGR Store" and "Twister's Place" Jeff will license the PGR, Inc. and the new PGR Store to use the name and logo, free of charge, to produce new PGR products designed to raise funds for the PGR, Inc. 100% of the proceeds will go directly to the PGR Inc. The PGR Store will be owned, managed and operated by the PGR, Inc. Due to the specialized manpower required, the store may well need to be outsourced. Jeff has even offered to assist with any design work. Twister's Store will continue to provide PGR products different from those offered in the PGR Store. Twister's Store will still continue to provide donations to the PGR Inc. as it has always done. This will give the PGR two sources of revenue. Both sites will be linked to each other in an effort to provide maximum exposure and a non-competitive relationship for the betterment of the PGR. On a personal note, I truly believe we have allowed a few critics to have an undue influence in this matter. I have worked with Jeff for a year and know that his heart has always been with the PGR; he has

TS

Page 1 of 3	1	2	3	>	>>
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: Oldest First

III

1

PLAINTIFF'S  
EXHIBIT  
17

二

PGR 003712

11/21/2008

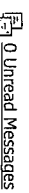
**User Support**  
**Moderators**  
**Photos**  
**Media**  
**Media Signings**  
**Submit Picture of Day**  
**Web Site Administrator**  
**Communications**  
**Officer**  
**Letters Of Appreciation**  
**Help On The Homefront**



Click on the link below to make initial contact with us regarding honor mission requests:



**1**



350623  
350623

MIAP Central US\_Operations\_Coordinator

"To Care For Him Who Shall Have Borne The Battle" - Abraham Lincoln

You just don't know when an old vet will Snap

18 Nov 2006 12:30 PM

# {}{hug}}

Thank you -

National Support Staff

"Accept the challenges so that you may feel the exhilaration of victory."  
General George S. Patton

## MySpace

18 Nov 2006 1:02 PM

FANTASTICI!

**Alert**

18 Nov 2006 1:05 PM

Illinois backs the Board....sing it "O' Blue Eyes".

**Alert**

0 Read Messages



President Abraham Lincoln stated in the Gettysburg Address:

"From these honored dead we take increased devotion to that cause for which they here gave the last full measure of devotion - that we here highly resolve that these dead shall not have died in vain."

**Dying for Freedom isn't the worst that could happen...BEING FORGOTTEN IS!**

Respect and truth, not law, counters the obnoxious!



PGR Doo-Rag



Large Fallen Heroes patch



Zippy O  
Posts: 6495  
Phoenix, AZ  
National Forum  
Admin  
User Accounts Admin

18 Nov 2006 1:05 PM

Alert

Well, I have to say this. Totally awesome. When this all first started I was up, then down. Angry then sad, first at one side, then the other. Finally when things really heated up the last couple of days I thought, crap, I'm backing up. I'm gonna sit back and see if we get any more information from either side of this issue and then make up my mind. Something in my heart told me there just was something not right in all of this and I've finally figured it out. I admit, I was ready to jump on the bandwagon completely but something held me back. I think National and Jeff have come up with the perfect solution and I can't wait to see what's coming up in both stores so I can go shopping once again to support this organization and the folks we honor. Congrats and hugs to both of you for working this out.



Small Fallen Heroes patch



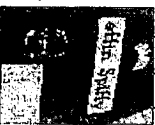
PGR Ammband



Wounded Warrior Challenge Coin



NCBoulevard  
Posts: 1509  
Regional Captain  
Capital Region  
DE, MD, NC, SC, VA, WV



Monica  
Posts: 790  
MN SC "EOJ"  
Northfield, MN



Diane "Zippy" Anderson  
PROUD Army Mom of SSgt Billy Myers 2nd Cavalry Stryker, Iraq

"...for those who man the battle line, the bugle whispers low, and freedom has a taste and price the protected never know..."

TOU Enforcement Agent

18 Nov 2006 1:12 PM

Alert

An equitable solution.

Kudos to you Bill and Thank you Jeff.  
Dennis

Riding out of Charlotte N.C.

704.340.1239

The PGR of NC alternate site can be found at ---> <http://forums.delphiforums.com/PGRofNC/start>

18 Nov 2006 1:15 PM

Alert

Posted By snap67 on 18 Nov 2006 11:20 AM

Well, I have some good news for everybody. Jeff and I have put our heads together and come up with, what we believe to be, a great solution to this controversy. First, let me make clear that there has never been an issue with the use of the name or logo for PGR identification purposes. Jeff has always given his assurance to that issue. The issue has been the store and that's been beaten to death. Here's the plan. There will be two stores, the new "PGR Store" and "Twister's Place" Jeff will license the PGR, Inc. and the new PGR Store to use the name and logo, free of charge, to produce new PGR products designed to raise funds for the PGR, Inc. 100% of the proceeds will go directly to the PGR, Inc. The PGR Store will be owned, managed and operated by the PGR, Inc. Due to the specialized manpower required, the store may well need to be outsourced. Jeff has even offered to assist with any design work. Twister's Store will continue to provide PGR products different from those offered in the PGR Store. Twister's Store will still continue to provide donations to the PGR, Inc. as it has always done. This will give the PGR two sources of revenue. Both sites will be linked to each other in an effort to provide maximum exposure and a non-competitive relationship for the betterment of the PGR. On a personal note, I truly believe we have allowed a few critics to have an undue influence in this matter. I have worked with Jeff for a year and know that his heart has always been with the PGR, he has continued to remain true to the PGR and his vision. This plan should be a testament to that dedication and a

true demonstration of how like minds can come together to solve almost any problem. Now is the time for us to unite, all shake hands, and focus on the mission. Thanks, Snap ICVWC for PGR

You have got to be kidding.

< \_\_\_\_\_ For D, K, K \_\_\_\_\_ >

"This ain't rocket surgery."

18 Nov 2006 1:18 PM

J. Alert

Chah Ching!

Revenue streams will keep us alive and capable of accomplishing the mission.

PGR is, and needs to be run like a business! Not for profit does not equal the excuse to run an organization in an amateur way.

Way to go!

Round of applause!!!!!!!

18 Nov 2006 1:27 PM

J. Alert

We are moving and steps are being made to insure progress. Rome wasn't built in a day and neither was the PGR. Ever tried to untangle a knotted ball of fishing string so it was still good and the fishing could continue? Welcome to the world of the BOD!!

Let's keep untangling the knots and moving forward... It takes a team and we are all on the same one!!

Ronny "BEAR" Awtry  
BOD Corporate Treasurer  
Director of Help On The Homefront  
bear@patriotguard.org

In memory of Danny Jurecko. May 8, 1968. 281st AHC Intruder. You are not forgotten.

18 Nov 2006 2:20 PM

Steam o

18 Nov 2006 3:52 PM

**Forums > Patriot Guard Riders - National > Red, White, and Blue Boulders**

Well, I have some good news for everybody. Jeff and I have put our heads together and come up with what we believe to be a great solution to this controversy. First, let me make clear that there has never been an issue with the use of the name or logo for PGR identification purposes. Jeff has always given his assurance to that issue. The issue has been the store and that's been beaten to death. Here's the plan. There will be two stores, the new "PGR Store" and "Twister's Place." Jeff will license the PGR, Inc. and the new PGR Store to use the name and logo, free of charge, to produce new PGR products designed to raise funds for the PGR, Inc. 100% of the proceeds will go directly to the PGR, Inc. The PGR Store will be owned, managed and operated by the PGR, Inc. Due to the specialized manpower required, the store may well need to be outsourced. Jeff has even offered to assist with any design work. Twister's Store will continue to provide PGR products different from those offered in the PGR Store. Twister's Store will still continue to provide donations to the PGR, Inc. as it has always done. This will give the PGR two sources of revenue. Both sites will be linked to each other in an effort to provide maximum exposure and a non-competitive relationship for the betterment of the PGR. On a personal note, I truly believe we have allowed a few critics to have an undue influence in this matter. I have worked with Jeff for a year and know that his heart has always been with the PGR, he has continued to remain true to the PGR and his vision. This plan should be a testament to that dedication and a true demonstration of how like minds can come together to solve almost any problem. Now is the time for us to unite, all strike hands, and focus on the mission. Thanks, Snap ICWMC for PGR

We realize that there are a lot of questions, a lot of answers, and a lot of rumors floating around concerning the issues that led to Jeff's resignation, and the current status of the PGR as a non-profit organization. Outlined below are the facts as we understand them:

1. Jeff created the concept of PGR National and the PGR store;
2. Jeff designed the logo and the merchandise it appears on;
3. Jeff and his wife are the sole owners of the "PGR Store;"

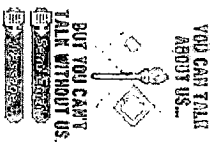


4. The PGR Store was placed on the front page of the website for members to order their PGR items (leaving some members to believe that the store belongs to the PGR);
5. We have been told that 100% of the proceeds from the PGR Store belong to Jeff;
6. To date, Jeff has donated approximately \$67,000 to the PGR;
7. Based upon concerns of the membership, the BOD asked Jeff to see the income from the PGR Store for purposes of rebutting recent accusations concerning the monies made from the store;
8. Jeff refused to divulge that information, stating "It is nobody's business";
9. Jeff stated that he has made approximately \$30,000 personal profit from the PGR Store to date, however, in a post today, Jeff stated that his intentions are, and always have been, to donate 50% of all proceeds from his store to the PGR;
10. Based upon the fact that Jeff was making profit from the PGR Store, as the BOD determined created a conflict of interest, when asked by the BOD to give the store to the non profit organization, Jeff chose to resign as the Executive Director of the PGR;
11. Jeff has offered the PGR the use of the logo and the name Patriot Guard Riders for use on our website only, for a period of one year;
12. Jeff has made it very clear that this excludes the PGR from being able to use the logo or name in connection with any merchandising;
13. The BOD understanding its fiduciary responsibility to all of our members and to insure a constant flow of income agreed to expand the offerings in our special events store;
14. While transitioning to new leadership, the BOD through investigation became aware that Jeff had neither completed the trade-marking application for the logo and name, nor the application for National Tax Exempt Status for the PGR (501c3);
15. In keeping with the new leadership methods, the current BOD made this information available to the membership as soon as it came to light;
17. The BOD is now working on creating a new logo (for sale of items in the special events store), drafting appropriate by-laws, and applying for 501c3 tax exempt status (which we understand from our attorney will cover the PGR's activities for the preceding 18 months);
18. From this point forward the current BOD plans to run the PGR as such:

<p>a. Transparency with regard to all issues concerning PGR management (i.e., financials, PGR Store (when one is open), decision making processes, changes to national policy, current status of fundraising (acceptance and administration of funds), etc.</p>	<p>b. More open communications with our leaders (Reg. Caps, SCS, HOTHs, etc.)</p> <p>c. More diversity among States, allowing more independent operations within those states, while maintaining a uniformity with the national PGR.</p>	<p>As the BOD resolves these current issues, the membership will be notified, and kept apprised of the status of those issues.</p>	<p>With all this said, we would at this time ask our members to digest these facts, and then join us in refocusing our energies, getting back to why we are here, and forging ahead to continue the mission.</p>	<p>Pay particular attention to note # 10.</p>	<p>Now you are in business together. I guess I am seeing marketing in action. Can't wait to see how this is played out in the Media, the IRS (hope you have good documentation on the donations you received) and on Phelps site.</p>	<p>Good work everyone, move along, nothing to see here, move along...</p>	<p>Let's see how long before this post is deleted, like the last one where I said I DO NOT have confidence in the BOD. You guys are simply amazing....</p>	<p>John</p>	<p>MN Membership Coordinator</p>	<p>Waldo O Posts: 1325 Windsor, Co</p>	<p>18 Nov 2006 4:00 PM</p> <p>the first one that deletes the above post will have their mods right removed it immediately.</p> <p>It is a valid question</p>	<p>Jason Wallin "WALDO" Deputy Executive Director</p>	<p>1. Alert</p>
---	--	--	--	---	---	---	--	-------------	----------------------------------	--	--	---	-----------------

Corporate Treasurer  
Patriot Guard Riders  
970-402-1892

American By Birth  
Biker By Choice  
Patriot Forever!



Tact and Political Correctness were developed by those who lack the testicular fortitude to say what they really mean!

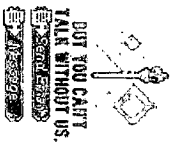
18 Nov 2006 4:26 PM

Alert

as a matter of fact I went into your profile on the database and was going to find out who deleted you other post in the national forum. to my surprise I found that no post has been delete for your user account? BTW what city in alabama do you live in?

Waldo Posts: 1325

Windsor, Co.  
YOU CAN TALK ABOUT US...



**American By Birth  
Biker By Choice  
Patriot Forever!**

PGR 003723

**Alert**



The members will also have the option to purchase from the NEW PGR store, where ALL proceeds will go back into the Organization.

FD

Home 847-698-7383  
Cell 847-217-1862

DI-AN LU-KHE QUIN-LOU

**Alert**

Not me! Don't think this forum should be moderated by anyone anyway. I'm interested in the answer,

Admin  
User Accounts Admin




Diane "Zippy" Anderson  
PROUD Army Mom of SSgt Billy Myers 2nd Cavalry Stryker, Iraq

"...for those who man the battle line, the bugle whispers low, and freedom has a taste and price the protected never know..."

TOU Enforcement Agent



trawty   
Posts: 827  
PGR-BOD-Secretary

18 Nov 2006 4:36 PM

 Alert

John,

Do you have a solution? Do you have a resolution? If Jeff refuses to give up the store, and the members and leaders be they S/C or R/C's demand that the PGR move forward and repair past wrongs, what in the hell can be done?

A resolution of some form was reached, does it meet some approval, yes!! Does it meet some ridicule, Yes!! However, what in the hell can be done? If the Logo and stuff is being claimed by both and is being submitted by both, what can be done? The federal government is in control now!!


You have every right to agree or disagree... I will defend that right at the very top!! However, Give a solution if you have one. Don't hint around if you have a solution or better method of working.

Say what you mean? I didn't get a damn thing from your post but a hinted at accusation.... Do you wish to accuse me of something personally? Put it on the damn table!!! Do you think I have an unspoken agenda. put it on the damn table!! I am a big boy!!

I am not sorry if the wheels of progress do not turn quickly enough for you!! I would be honored to assist you in any way I can, I would be honored to pursue your method of solution.. However, you have to present a solution to get an answer!!

Ronny "BEAR" Awtry  
BOD Corporate Treasurer  
Director of Help On-The-Homefront  
bear@patriotguard.org

In memory of Danny Jurecko. May 8, 1968. 281st AHC Intruder. You are not forgotten.

Jacocoh   
Posts: 57

18 Nov 2006 4:48 PM

 Alert


Jason,

I will continue to search for the post that I am referencing....

John

18 Nov 2006 5:08 PM

 Alert

Waldo   
Posts: 1325  
Windsor, Co  
YOU CAN TALK  
ABOUT US...

Posted By Jacocoh on 18 Nov 2006 3:48 PM

Jason,

I will continue to search for the post that I am referencing....

John

  
DO NOT  
TALK WITHOUT US.

NP man

If it helps I have posted the database dump in spreadsheet form. After a quick look it shows that 11 of your post have been modified since they were posted the first time by userid 25352, but all posts and modifications came from the ip address 24.118.102.116. I bet if you go to google and type in what's my ip it will come back as yours. Let me know if I can be any further help.

Attachment: jacocoh.xls

Jason Wallin "WALDO"  
Deputy Executive Director  
Corporate Treasurer  
Patriot Guard Riders  
970-402-1892

American By Birth  
Biker By Choice  
Patriot Forever!

Tact and Political Correctness were developed by those who lack the testicular fortitude to say what they really mean!

hlange 0  
Posts: 880

NCR Captain, Bangor  
WI



[Send Email](#)  
[Message](#)

18 Nov 2006 5:38 PM

[Alert](#)

Well, how about that! Is it a solution that will make everybody happy? Obviously not, but it makes it so that we can do what we need to do. I think that it is equitable to all parties and resolves the situation without having to have a judge decide it. I will buy from the new store, and I will buy from Twister's place. I think that both will have something that I would want.

I think that this whole thing got real big real fast and caught most offguard. I'm sure that if anyone knew what was going to happen then some things would be done different. We can't change that now and we need to work to make it better from here on out. Still have the Mission to do, that NEVER changed. I love all you guys, thank you.

BTW, if I have ticked anybody off lately, I wish to apologize, sorry. Thanks again.

Henry A. Lange BTC(SW)(USN)(Ret)

"Remember that no matter how many missions you have been on, all that matters to the family is the one you are on today." Roert

"A positive anything is better then a negative nothing."

kyscooterman 0  
Posts: 0

[Send Email](#)  
[Message](#)

18 Nov 2006 6:00 PM

[Alert](#)

i know how i will react to any store with pgr things i just wont buy anything else!!!!

You are not authorized to post a reply.

Page 1 of 3 | 1 | 2 | 3 | > | >>

[Forums > State Captain Area > State Captain/Ride Captain Discussions > A solution](#)



ActiveForums 3.6



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**PLAINTIFF'S EXHIBIT 18**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-05-03 12:51:23 ET

Serial Number: 77958528 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark



(words only): MICHIGAN PATRIOT GUARD RIDES WITH RESPECT

Standard Character claim: No

Current Status: Newly filed application, not yet assigned to an examining attorney.

Date of Status: 2010-03-18

Filing Date: 2010-03-14

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 042 -New Application Processing

Date In Location: 2010-03-18

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Michigan Patriot Guard

Address:

Michigan Patriot Guard  
2915 S. Cambridge Rd.  
Lansing, MI 48911  
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Michigan

GOODS AND/OR SERVICES



**International Class:** 045

**Class Status:** Active

To show sincere respect for fallen heroes, their families, and their communities by attending the funeral services of fallen American soldiers and by raising funds for the families of deceased and wounded military

**Basis:** 1(a)

**First Use Date:** 2010-02-03

**First Use in Commerce Date:** 2010-02-03

---

#### ADDITIONAL INFORMATION

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**Color(s) Claimed:** The color(s) gold, black, yellow, red, blue, white and brown is/are claimed as a feature of the mark.

**Description of Mark:** The mark consists of multiple images within a circle. The outermost ring is gold in color. The next ring is black and contains the words "MICHIGAN PATRIOT GUARD" along the top and "RIDES WITH RESPECT" along the bottom of the circle written in the color gold. This black ring also contains a blue star on the left side and a yellow star on the right side. The inner circle contains a portion of the faded United States flag colored in red, white and blue. Within the flag is a cut-out of the State of Michigan colored in blue with a drop shadow inside and a red border around it. Also contained within the inner circle is an American Bald Eagle with brown feathers along the wings and body and with white feathers around the head and tail. Also contained within the inner circle is a yellow triangle with a blue interior with six white stars at the bottom of the inner most circle.

**Design Search Code(s):**

**01.01.13** - Stars - multiple stars with five points

**01.17.11** - Maps of states of the United States, excluding Texas

**03.15.01** - Eagles

**03.15.19** - Birds or bats in flight or with outspread wings

**24.09.05** - American flags; Flags, American

**26.01.18** - Circles, three or more concentric; Concentric circles, three or more; Three or more concentric circles

**26.01.21** - Circles that are totally or partially shaded.

**26.05.21** - Triangles that are completely or partially shaded

---

#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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**NOTE:** To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-03-19 - Notice Of Design Search Code Mailed

2010-03-18 - New Application Office Supplied Data Entered In Tram

2010-03-17 - New Application Entered In Tram

---

#### ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**

Timothy J. Jordan

**Correspondent**

TIMOTHY J. JORDAN

GARAN LUCOW MILLER P.C.  
1000 WOODBRIDGE ST  
DETROIT, MI 48207-3108  
Phone Number: 313-446-5531  
Fax Number: 313-259-0450

---

## Trademark/Service Mark Application, Principal Register

Serial Number: 77958528

Filing Date: 03/14/2010

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77958528
MARK INFORMATION	
*MARK	\\TICRS\EXPORT9\IMAGEOUT9 779\585\77958528\xml1\AP P0002.JPG
SPECIAL FORM	YES
USPTO-GENERATED IMAGE	NO
LITERAL ELEMENT	"MICHIGAN PATRIOT GUARD" "RIDES WITH RESPECT"
COLOR MARK	YES
COLOR(S) CLAIMED (If applicable)	The color(s) gold, black, yellow, red, blue, white and brown is/are claimed as a feature of the mark.
*DESCRIPTION OF THE MARK (and Color Location, if applicable)	The mark consists of multiple images within a circle. The outermost ring is gold in color. The next ring is black and contains the words "MICHIGAN PATRIOT GUARD" along the top and "RIDES WITH RESPECT" along the bottom of the circle written in the color gold. This black ring also contains a blue star on the left side and a yellow star on the right side. The inner circle contains a portion of the faded United States flag colored in red, white and blue. Within the flag is a cut-out of the State of Michigan colored in blue with a drop shadow inside and a red border around it. Also contained within the inter circle is an American Bald Eagle with brown feathers along the wings and body and with white feathers around the head and tail. Also contained within the inner circle is a yellow

	triangle with a blue interior with six white stars at the bottom of the inner most circle.
<b>PIXEL COUNT ACCEPTABLE</b>	YES
<b>PIXEL COUNT</b>	768 x 768
<b>REGISTER</b>	Principal
<b>APPLICANT INFORMATION</b>	
<b>*OWNER OF MARK</b>	Michigan Patriot Guard
<b>*STREET</b>	2915 S. Cambridge Rd.
<b>*CITY</b>	Lansing
<b>*STATE</b> (Required for U.S. applicants)	Michigan
<b>*COUNTRY</b>	United States
<b>*ZIP/POSTAL CODE</b> (Required for U.S. applicants only)	48911
<b>LEGAL ENTITY INFORMATION</b>	
<b>TYPE</b>	corporation
<b>STATE/COUNTRY OF INCORPORATION</b>	Michigan
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
<b>*INTERNATIONAL CLASS</b>	045
<b>*IDENTIFICATION</b>	To show sincere respect for fallen heroes, their families, and their communities by attending the funeral services of fallen American soldiers and by raising funds for the families of deceased and wounded military.
<b>FILING BASIS</b>	SECTION 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 02/03/2010
<b>FIRST USE IN COMMERCE DATE</b>	At least as early as 02/03/2010
<b>SPECIMEN FILE NAME(S)</b>	<u>\\TICRS\EXPORT9\IMAGEOUT9</u> <u>\\779\585\77958528\xml1\AP P0003.JPG</u>
	<u>\\TICRS\EXPORT9\IMAGEOUT9</u> <u>\\779\585\77958528\xml1\AP P0004.JPG</u>
<b>SPECIMEN DESCRIPTION</b>	Web pages

**ATTORNEY INFORMATION**

<b>NAME</b>	Timothy J. Jordan
<b>FIRM NAME</b>	Garan Lucow Miller P.C.
<b>STREET</b>	1000 Woodbridge St.
<b>CITY</b>	Detroit
<b>STATE</b>	Michigan
<b>COUNTRY</b>	United States
<b>ZIP/POSTAL CODE</b>	48207-3192
<b>PHONE</b>	313-446-5531
<b>FAX</b>	313-259-0450
<b>EMAIL ADDRESS</b>	tjordan@garanlucow.com
<b>AUTHORIZED TO COMMUNICATE VIA EMAIL</b>	Yes

**CORRESPONDENCE INFORMATION**

<b>NAME</b>	Timothy J. Jordan
<b>FIRM NAME</b>	Garan Lucow Miller P.C.
<b>STREET</b>	1000 Woodbridge St.
<b>CITY</b>	Detroit
<b>STATE</b>	Michigan
<b>COUNTRY</b>	United States
<b>ZIP/POSTAL CODE</b>	48207-3192
<b>PHONE</b>	313-446-5531
<b>FAX</b>	313-259-0450
<b>EMAIL ADDRESS</b>	tjordan@garanlucow.com
<b>AUTHORIZED TO COMMUNICATE VIA EMAIL</b>	Yes

**FEE INFORMATION**

<b>NUMBER OF CLASSES</b>	1
<b>FEE PER CLASS</b>	325
<b>*TOTAL FEE DUE</b>	325
<b>*TOTAL FEE PAID</b>	325



SIGNATURE INFORMATION	
SIGNATURE	/tjj/
SIGNATORY'S NAME	Timothy J. Jordan
SIGNATORY'S POSITION	Attorney
DATE SIGNED	03/14/2010

PTO Form 1473 (Rev 9/2006)  
OMB No. 0651-0009 (Exp 12/31/2008)

## Trademark/Service Mark Application, Principal Register

**Serial Number: 77958528**

**Filing Date: 03/14/2010**

**To the Commissioner for Trademarks:**

**MARK:** "MICHIGAN PATRIOT GUARD" "RIDES WITH RESPECT" (stylized and/or with design, see mark)

The literal element of the mark consists of "MICHIGAN PATRIOT GUARD" "RIDES WITH RESPECT".

The color(s) gold, black, yellow, red, blue, white and brown is/are claimed as a feature of the mark. The mark consists of multiple images within a circle. The outermost ring is gold in color. The next ring is black and contains the words "MICHIGAN PATRIOT GUARD" along the top and "RIDES WITH RESPECT" along the bottom of the circle written in the color gold. This black ring also contains a blue star on the left side and a yellow star on the right side. The inner circle contains a portion of the faded United States flag colored in red, white and blue. Within the flag is a cut-out of the State of Michigan colored in blue with a drop shadow inside and a red border around it. Also contained within the inner circle is an American Bald Eagle with brown feathers along the wings and body and with white feathers around the head and tail. Also contained within the inner circle is a yellow triangle with a blue interior with six white stars at the bottom of the inner most circle.

The applicant, Michigan Patriot Guard, a corporation of Michigan, having an address of  
2915 S. Cambridge Rd.  
Lansing, Michigan 48911  
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 045: To show sincere respect for fallen heroes, their families, and their communities by attending the funeral services of fallen American soldiers and by raising funds for the families of deceased and wounded military.

In International Class 045, the mark was first used at least as early as 02/03/2010, and first used in commerce at least as early as 02/03/2010, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Web pages.

Specimen File1

Specimen File2

The applicant hereby appoints Timothy J. Jordan of Garan Lucow Miller P.C.

1000 Woodbridge St.

Detroit, Michigan 48207-3192

United States

to submit this application on behalf of the applicant.

Correspondence Information: Timothy J. Jordan

Garan Lucow Miller P.C.

1000 Woodbridge St.

Detroit, Michigan 48207-3192

313-446-5531(phone)

313-259-0450(fax)

tjordan@garanlucow.com (authorized)

A fee payment in the amount of \$325 has been submitted with the application, representing payment for 1 class(es).

#### **Declaration**

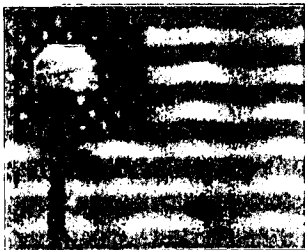
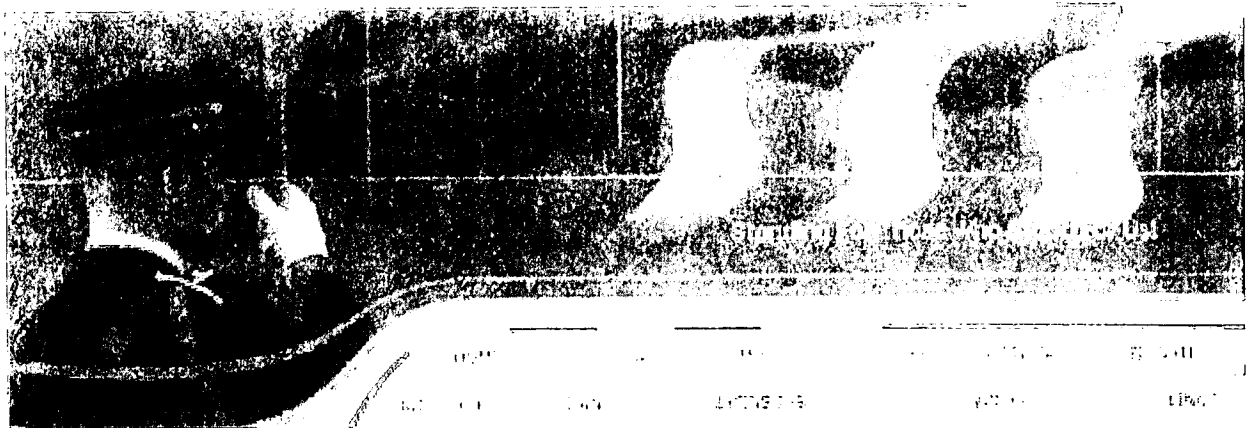
The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /tjj/ Date Signed: 03/14/2010  
Signatory's Name: Timothy J. Jordan  
Signatory's Position: Attorney

RAM Sale Number: 7122  
RAM Accounting Date: 03/15/2010

Serial Number: 77958528  
Internet Transmission Date: Sun Mar 14 17:41:58 EDT 2010  
TEAS Stamp: USPTO/BAS-68.60.92.121-20100314174158493  
910-77958528-460fe3ed8261b724f965214edf5  
becf5f0-CC-7122-20100314171538331572





If you would like the PGCG to stand in honor for a Veteran in your family please  
contact us:

State Captain 519-666-0000 or 1-800-868-2000



Let's Join The Patriot Guard In Our  
Families And With  
Mileage Across America

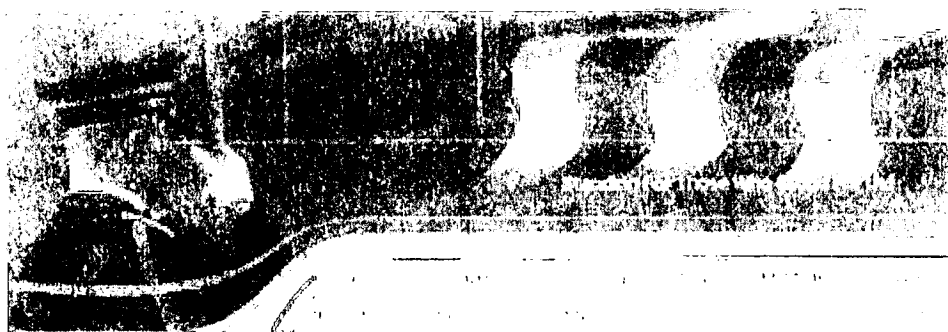
The Patriot Guard is a diverse organization of riders from across the  
nation. We have one thing in common besides motorcycles. We have an  
unwavering respect for those who risk their very lives for America's  
freedom and security. If you share this respect, please join us.

Thank You for your continued Support.  
Help us Help our Troops

With your considerable donation.

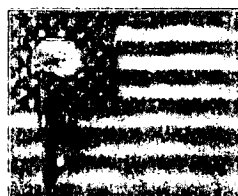
MICHAEL J. GORDON





*Robert C. [illegible]*

Michigan State Wildlife Staff Members



1997-1998

1997-1998

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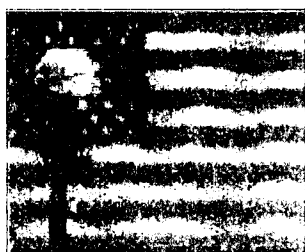
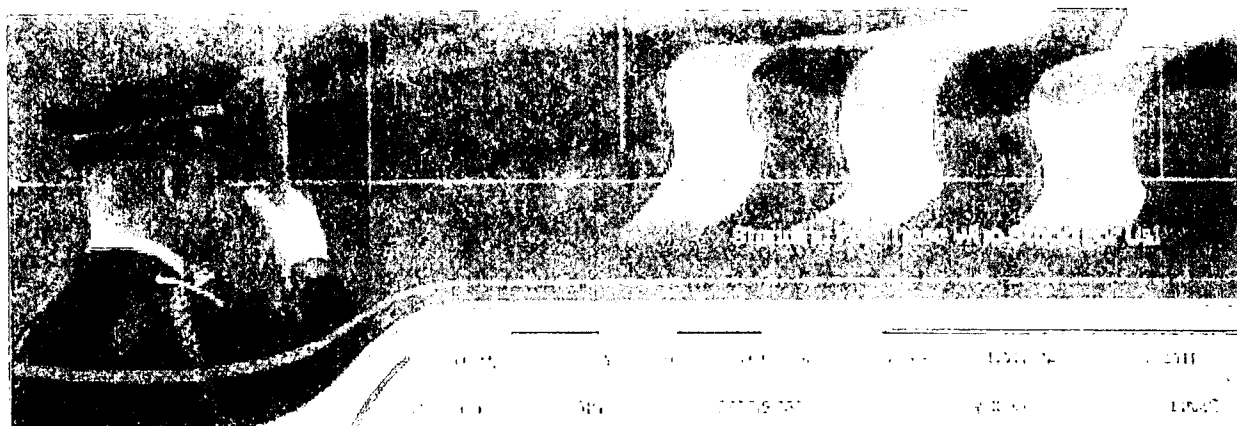
1997-1998

1997-1998

1997-1998

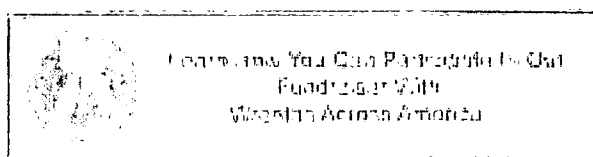
1997-1998

Put your site on the air



If you would like the PCC to send in honor for a Veteran in your family please contact us

State Captain or Governor or Assistant State Captain or



The Patriot Council is a diverse amalgamation of riders from across the nation. We have one thing in common besides motorcycles. We have an unwavering respect for those who risk their very lives for America's freedom and security. If you share this respect, please join us.

Thank You for your continued Support.

Michigan Help our Troops

With your best intentions.

Michigan Patriot Council









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**From:** TMDesignCodeComments  
**Sent:** Friday, March 19, 2010 00:19 AM  
**To:** tjordan@garanlucow.com  
**Subject:** Notice of Design Search Code for Serial Number: 77958528

---

**ATTORNEY REFERENCE  
NUMBER:**

---

The USPTO may assign design search codes, as appropriate, to new applications and renewed registrations to assist in searching the USPTO database for conflicting marks. They have no legal significance and will not appear on the registration certificate. **DESIGN SEARCH CODES** are numerical codes assigned to figurative, non-textual elements found in marks. For example, if your mark contains the design of a flower, design search code 05.05 would be assigned to your application. Design search codes are described on Internet Web page <http://www.uspto.gov/tmdb/dscm/index.html>. Response to this notice is not required; however, to suggest additions or changes to the design search code(s) assigned to your mark, please e-mail [TMDesignCodeComments@USPTO.GOV](mailto:TMDesignCodeComments@USPTO.GOV). You **must** reference your application serial number within your request. The USPTO will review the proposal and update the record, if appropriate. For questions, please call 1-800-786-9199 to speak to a Customer Service representative. The USPTO will not send any further response to your e-mail. Check TESS in approximately two weeks to see if the requested changes have been entered. Requests deemed unnecessary or inappropriate will not be entered. **Design search codes assigned to the referenced serial number are listed below.**

**DESIGN SEARCH CODES:**

01.01.13 - Stars - multiple stars with five points  
01.17.11 - Maps of states of the United States, excluding Texas  
03.15.01 - Eagles  
03.15.19 - Birds or bats in flight or with outspread wings  
24.09.05 - American flags  
24.09.05 - Flags, American  
26.01.18 - Circles, three or more concentric  
26.01.18 - Concentric circles, three or more  
26.01.18 - Three or more concentric circles  
26.01.21 - Circles that are totally or partially shaded.  
26.05.21 - Triangles that are completely or partially shaded

PLAINTIFF'S EXHIBIT 19

indyharley ○  
Posts: 3846  
Indiana



BonRu ○  
Posts: 665



16 Nov 2006 10:04 PM

Alert

well I need to come to your side of the river bank because I am all out of stones.

Richard 'IndyHarley' Wilbur  
Veteran ('65-'69)  
SC IN PGR ('05)  
Retired LEO and Blue Knight MC Member

For quick Mission information in IN see - <http://indianapatriotguard.org/missions.htm>

16 Nov 2006 10:04 PM

Alert

Posted By Magnet on 16 Nov 2006 8:53 PM  
I like folks just fine until they prove themselves unworthy.

Tonight has been an eye opening experience. I understand why folks that knew what was going on kept it on the low to protect the organization and it's reputation, but stuff like this affects us all and can color our decisions. While I want to say that we should have been informed, I can also understand why we were not. I'm just glad that the transparency is starting to show.

Kind of like you Indy. Right now, I like you just fine.....

I'm staying out of this discussion folks, except for this - nothing was kept from you and you were not intentionally kept in the dark by any of us on the BOD. The national board also believed that the items were trademarked, as we had been told they were; we had no reason to believe otherwise. We only took a chance and filed on behalf of the PGR as a precaution in case that had not been done (since we had seen no evidence of it). We learned this information tonight while checking the status of our own pending trademark. I believe you were alerted only shortly after the rest of us.

Bonnie (BonRu) Cutler  
Patriot Guard Riders, Inc.

16 Nov 2006 10:07 PM

Alert

Sorry, I can't help it..I'm a peacemaker at heart and don't hold grudges. I look at it this way.....When you hate someone or are mad at them, the only person that suffers is you...because half the people

wyldhog ○  
Posts: 2282  
Northeast, La.

PLAINTIFF'S  
EXHIBIT  
19

PGR 003571

PLAINTIFF'S EXHIBIT 20

That cannot be. I'm not saying that Jeff is Satan personified. I am saying that he cannot be a part of the leadership of this organization. There are times (and this is one of them) when I am uncomfortable with Jeff being a member.

So, sadly my dear Sarah, those of us who love this organization for what it is instead of how much money can be made simply cannot 'let it go'. If we do then I'm afraid it will go indeed.

Randy Stevens  
South Carolina Ride Captain

Park Ridge, Illinois



**Alert**

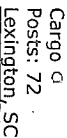
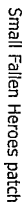
No Past member of the BOD, having been Removed from that position, or voluntarily stepped down, will be able to hold the position of BOD again, without the approval of 100% of the currently seated Board.

X-Y-Z (you figure it out - Get out your Captain Video Decoder Ring )

tabbles®

PLAINTIFF'S  
EXHIBIT  
20

PLAINTIFF'S EXHIBIT 21



that I will be there for them as well. RWR( Riding With Respect ) of"

17 Nov 2006 10:31 AM

**Alert**

Posted By elvizzappa on 17 Nov 2006 6:26 AM

Posted By Cargo on 17 Nov 2006 6:15 AM

Posted By Waldo on 16 Nov 2006 7:25 PM

[Click here and you make the call](#)

I am trying to understand what is going on, the link of Waldo's is coming up with a session expired, start over message and no one is flat out stating what is there.

Can someone of National put out a statement or better the evidence of what everyone is alluding to?

It sounds very serious and the truth is a lot more calming than hints and allegations with out the background being presented.

Maybe this link will work better for you

<http://tinyurl.com/ynb9tv>

**PATRIOT GUARD RIDERS**

**Filing Date** November 9, 2006

**Current Filing Basis 1A**

Original  
Filing Basis  
1A

## Over

(APPLICANT) Brown, Jeff INDIVIDUAL UNITED STATES  
8321 S. 8th St. Broken Arrow OKLAHOMA 74801





**PATRIOT GUARD RIDERS "Riding With Respect"**

<b>Filing Date</b>	November 9, 2006
<b>Current</b>	1A
<b>Filing Basis</b>	1A
<b>Original</b>	1A
<b>Filing Basis</b>	1A
<b>Owner</b>	(APPLICANT) Patriot Guard Riders, Inc. CORPORATION OKLAHOMA 312 Granite Ct Windsor COLORADO 80550

Tony Turner  
Virginia District 3 Ride Captain

Ok I think I got the gist of it now, link is same result for me of "session expired", but I think I got it clear what happened now. Thanks for the help.

I am in the cast no stones side of the house. Things happen, move on or get stuck in the mud.

Cargo  
So. Carolina RC (ret)  
6 yrs ARNG  
e4 IIB s-3 asst  
99 Kaw Vulcan Nomad  
96 Kaw Vulcan 800A  
"Null illigitimi carborundum "

17 Nov 2006 10:49 AM Alert

Russ what it all boils down to is Jeff had never copyrighted the logo like he said he did. Then to top it off he filed for it, after Waldo did on behalf of PGR, Inc. So in summary, when Jeff told everyone back in June to quit using it because he had the copyright, it was a lie!

Fenderstrat72

Fenderstrat72 o  
Posts: 425  
Dalzell, SC



PLAINTIFF'S EXHIBIT 22



Ahhh....that would explain the save.....if Waldo beat him to it..anyway to find out for sure?  
Jeff Greiner  
Indiana Rolling Thunder  
Chapter 4

**Forums > Patriot Guard Riders - National > Red, White, and Blue Book**

**Riding for PFC Kevin "Matt" Maupin, POW in Iraq (officially listed as captured)**

17 Nov 2006 1:15 PM

Alert

Gordon Sturrock  
Posts: 185  
Eugene, Oregon



It doesn't matter if Jeff never actually filed for copyrights. If he actually created the logo - he owns it - simple. At some point he must file for copyright ownership as I think he did. PGR will lose the court fight in my opinion. I'm not a lawyer but I have been in the graphics industry for two decades so I'm pretty sure I'm right on this.  
Check out the alternative logo I submitted in the thread titled "possible new logo submission". It's almost a dead ringer for the old logo, and hopefully will be a no-brainer replacement. As the creator of it, I'm giving it to PGR free and clear.

Ride Captain - Lane County, Oregon  
U.S. Army Veteran

Topic is locked

**Forums > State Captain Area > State Captain/Ride Captain Discussions > Does any one remember the old commercials on Football "BM you make the call"?**

Page 3 of 8 << < 1 2 3 4 5 6 7 8 > >>

ActiveForums 3.6

tables

PLAINTIFF'S  
EXHIBIT  
22

PLAINTIFF'S EXHIBIT 23

land that time  
forgot



I want to think that we all came here for the same reason.

Ronny, Snap, Bonnie, Ed, Gene down in Georgia, Bill in NC, Potsie out in NM, Jason, you and me. We came here to honor the fallen. That's my #1 concern.

Someone making money.....not an issue with me unless I see it as a means of detracting from the mission. I do. That's why I've been so upset.

But if Bonnie will agree to bring me a dozen Dunkin Donuts (NOT Kripy Kreime) I will agree to hush long enough for the Board to give a shot at making this thing work.

Oh.....and I don't like the jelly filled. Just plain ol' buttermilk doughnuts please.

Guys on the Board. You have at your disposal a bunch of passionate patriots. You can expect us to yammer a bit.....but we're here because of respect for our military and a desire to bring some measure of comfort to a family on the darkest day of their lives.

The thing that bothers me about the last week and a half.....if all of this were laid out to some of those soldiers they'd be hurt. Might even shed a tear.

We gotta fix it where that never happens again. Never ever.

Now.....Bonnie.....whadaday say? Dunkin Donuts?

Steam

Randy Stevens

South Carolina Ride Captain

Listen for the Rumble

sgtpotsie O  
Posts: 3664  
New Mexico SC  
Albuquerque, NM



19 Nov 2006 6:03 PM

Alert

Okay, I was hoping that after taking the weekend off this crap pile would have cooled down a little. But what do I find? The same people with the same demands, and of course the answers not being good enough. The National Board of Directors is in place to make decisions regarding this organization. It is a lot easier to get a decision made with 5 individuals, rather than 50 or 66,000. I am getting sick and tired of people demanding things that truly are none of their business. Such as:

1. I have known for quite some time (before the "I'm tired.." post by Jeff) that Jeff was the owner of the logo and the motto "Riding with Respect." In fact, it also came up at the GOTG during the Captain's meeting. Another thing also came up, which I will discuss in item #2.

tabbles

PLAINTIFF'S  
EXHIBIT

23

PGR 003846

2. Minnesota, does your superior handling of your state also include your 3 piece back patches you made? What makes you so different from every other state? Ever think that the idea of trademarks and whatnot came about because you all decided to do your own thing? What you all did is a slap in the face to every 3 piece patch organization, and I sincerely hope someday you are brought to see the error of your ways.

3. The money Jeff made or didn't make via the PGR store is none of anyone's business except Jeff Brown and the IRS. Not you, not me. Jeff did not make money from dead soldiers. He made (or didn't make) money from us, those who bought items from him. Did you ever wonder why the PGR store was a separate website? Come off your high horse.

4. As far as Jeff's store being linked to from the PGR site, I see no problem with it. Either go there or don't. It's your choice whether or not you ever send another penny Jeff's way. Besides, unless you own the website, it's not your call.

5. I see far too many people thinking that being a Captain means they entitled to more than they are. We are no different than any at-large member, in that we are only entitled to whatever we need to do our jobs as captains. Nothing more. For those of you screaming for full disclosure of everything, come off it. We're not that important. The positions of State and Ride Captains are nothing but figureheads. We are more like coordinators. Which leads me to #6.

6. Just what in the hell is a Co-State Captain? Are we making up titles now? I was told I couldn't have an asst. captain with the same privileges as me. Please fill me in on that one.

7. I do agree that there was a conflict of interest with Jeff owning the store and being Executive Director. The right thing was done and he resigned from the position. LET IT GO!!!!

The point I am trying to nail home is that I don't need anything from National except a means to rally the troops when it comes time to put a mission together. They have done that in the form of [www.patriotguard.org](http://www.patriotguard.org). The rest of the things that make this group tick are not for you and me to hash out--that's why we have a BOD. And for what it's worth, I don't give a good God Damn what you think of them. They have been placed in these positions because they can get the job done. Is everything going to be fixed today? Not by a long shot. But these things take time. I can accept that. This whole situation is not being made any better when we all come on this forum and bitch about this and that. The PGR has a lawyer AND an accountant. I am fairly certain neither of them will risk losing their licenses in order to screw us over.

Dangit, now I want a donut.

Michael "Potsie" Postel  
SSgt, USAF  
I.V.A.A.V.A.SI

Riding in memory and honor of Jim "Norton" Rolfe. You will always be our SC brother.

"I feel how weak and fruitless must be any word of mine which should attempt to beguile you from the grief of a loss so overwhelming. But I cannot refrain from tendering you the consolation that may be found in the thanks of the Republic they died to save.  
I pray that our Heavenly Father may assuage the anguish of your bereavement, and leave you only the cherished memory of the loved and lost, and the solemn pride that must be yours to have laid so costly a sacrifice upon the altar of freedom."  
-Abraham Lincoln

19 Nov 2006 6:05 PM

 Alert

Potsie,

Chill out. Just when things are calming down here you come getting all serious again.

You want a doughnut?

Steam  
Randy Stevens  
South Carolina Ride Captain

Listen for the Rumble

19 Nov 2006 6:11 PM

 Alert

Posted By Steam on 19 Nov 2006 5:05 PM  
Potsie,

Chill out. Just when things are calming down here you come getting all serious again.  
You want a doughnut?

Steam o  
Posts: 2861  
Whitmire SC - the  
land that time



sgtpotsie o  
Posts: 3664  
New Mexico SC  
Albuquerque, NM



PLAINTIFF'S EXHIBIT 24



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-05-03 12:45:25 ET

Serial Number: 77041061 Assignment Information

Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

**PATRIOT GUARD RIDER**

(words only): PATRIOT GUARD RIDER

Standard Character claim: Yes

Current Status: Further action on the application has been suspended.

Date of Status: 2010-03-23

Filing Date: 2006-11-09

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 104

Attorney Assigned:  
WILKE JOHN

Current Location: L40 -TMEG Law Office 104

Date In Location: 2010-03-23

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. Brown, Jeff

Address:

Brown, Jeff

8321 S. 8th St.

Broken Arrow, OK 74801

United States

Legal Entity Type: Individual



Country of Citizenship: United States  
Phone Number: 918-449-1652

---

GOODS AND/OR SERVICES

---

**International Class:** 006  
**Class Status:** Active  
Metal license plates  
**Basis:** 1(a)  
**First Use Date:** 2005-12-09  
**First Use in Commerce Date:** 2005-12-09

**International Class:** 014  
**Class Status:** Active  
Ornamental pins  
**Basis:** 1(a)  
**First Use Date:** 2005-12-14  
**First Use in Commerce Date:** 2005-12-14

**International Class:** 024  
**Class Status:** Active  
Cloth banners; Fabric flags  
**Basis:** 1(a)  
**First Use Date:** 2005-11-29  
**First Use in Commerce Date:** 2005-11-29

**International Class:** 025  
**Class Status:** Active  
Hats; Short-sleeved or long-sleeved t-shirts  
**Basis:** 1(a)  
**First Use Date:** 2005-12-08  
**First Use in Commerce Date:** 2005-12-08

**International Class:** 026  
**Class Status:** Active  
Embroidered patches for clothing  
**Basis:** 1(a)  
**First Use Date:** 2005-12-23  
**First Use in Commerce Date:** 2005-12-23

**International Class:** 035  
**Class Status:** Active  
Association services, namely, promoting the interests of families of deceased military members and families of deceased veterans  
**Basis:** 1(a)  
**First Use Date:** 2005-10-27  
**First Use in Commerce Date:** 2005-11-09

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ADDITIONAL INFORMATION

---

(NOT AVAILABLE)

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MADRID PROTOCOL INFORMATION

---

(NOT AVAILABLE)

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## PROSECUTION HISTORY

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2010-03-23 - Report Completed Suspension Check Case Still Suspended

2009-12-16 - Attorney Revoked And/Or Appointed

2009-12-16 - TEAS Revoke/Appoint Attorney Received

2009-09-23 - Report Completed Suspension Check Case Still Suspended

2009-03-23 - Report Completed Suspension Check Case Still Suspended

2009-03-23 - Assigned To LIE

2008-09-23 - TEAS Change Of Correspondence Received

2008-09-22 - Notification Of Letter Of Suspension E-Mailed

2008-09-22 - LETTER OF SUSPENSION E-MAILED

2008-09-22 - Suspension Letter Written

2008-03-21 - Report Completed Suspension Check Case Still Suspended

2007-09-21 - Report Completed Suspension Check Case Still Suspended

2007-09-04 - Attorney Revoked And/Or Appointed

2007-09-04 - TEAS Revoke/Appoint Attorney Received

2007-08-31 - Withdrawal Of Attorney Granted

2007-08-31 - TEAS Withdrawal Of Attorney Received

2007-03-21 - LETTER OF SUSPENSION E-MAILED

2007-03-21 - Suspension Letter Written

2007-03-19 - Non-final action e-mailed

2007-03-19 - Non-Final Action Written

2007-03-16 - Teas/Email Correspondence Entered

2007-03-16 - Communication received from applicant

2007-03-16 - Assigned To LIE

2007-03-16 - Assigned To Examiner

2007-02-08 - TEAS Voluntary Amendment Received

2006-11-15 - New Application Entered In Tram

---

ATTORNEY/CORRESPONDENT INFORMATION

---

**Attorney of Record**

Rachel Blue

**Correspondent**

Rachel Blue

McAfee & Taft

100 W. 5th St., Suite 500

Tulsa OK 74103

Phone Number: 918-574-3007

Fax Number: 918-574-3107

---

# Trademark/Service Mark Application, Principal Register

## TEAS Plus Application

Serial Number: 77041061

Filing Date: 11/09/2006

**NOTE:** Data fields with the \* are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Required if Filled	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	<u>PATRIOT GUARD RIDER</u>
*STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	PATRIOT GUARD RIDER
*MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
APPLICANT INFORMATION	
*OWNER OF MARK	Brown, Jeff
*STREET	8321 S. 8th St.
*CITY	Broken Arrow
*STATE (Required for U.S. applicants)	Oklahoma
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	74801
PHONE	918-449-1652

EMAIL ADDRESS	jeffbrown@valornet.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	No
<b>LEGAL ENTITY INFORMATION</b>	
*TYPE	INDIVIDUAL
* COUNTRY OF CITIZENSHIP	United States
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
*INTERNATIONAL CLASS	006
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
*DESCRIPTION	Metal license plates
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT2\IMAGEOUT2 \\770\410\77041061\xml1\FT K0003.JPG
SPECIMEN DESCRIPTION	Mark displayed by supporter at funeral of deceased member of the military
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
*INTERNATIONAL CLASS	014
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
*DESCRIPTION	Ornamental pins
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT2\IMAGEOUT2 \\770\410\77041061\xml1\FT K0004.JPG
SPECIMEN DESCRIPTION	lapel pin
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
*INTERNATIONAL CLASS	024

*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
*DESCRIPTION	Cloth banners
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	<u>\\TICRS\EXPORT2\IMAGEOUT2</u> <u>\\770\410\77041061\xml1\FT K0005.JPG</u>
SPECIMEN DESCRIPTION	motorcycle banner
*DESCRIPTION	Fabric flags
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	<u>\\TICRS\EXPORT2\IMAGEOUT2</u> <u>\\770\410\77041061\xml1\FT K0006.JPG</u>
SPECIMEN DESCRIPTION	vehicle mounted flag
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
* INTERNATIONAL CLASS	025
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
*DESCRIPTION	Hats
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	<u>\\TICRS\EXPORT2\IMAGEOUT2</u> <u>\\770\410\77041061\xml1\FT K0007.JPG</u>
SPECIMEN DESCRIPTION	baseball-type cap
*DESCRIPTION	Short-sleeved or long-sleeved t-shirts
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005

*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT2\IMAGEOUT2 \\770\410\77041061\xml1\FT K0008.JPG
SPECIMEN DESCRIPTION	T-shirt
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
*INTERNATIONAL CLASS	026
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
*DESCRIPTION	Embroidered patches for clothing
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT2\IMAGEOUT2 \\770\410\77041061\xml1\FT K0009.JPG
SPECIMEN DESCRIPTION	Embroidered patch
<b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>	
*INTERNATIONAL CLASS	035
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
*DESCRIPTION	Association services, namely, promoting the interests of families of deceased military members and families of deceased veterans
*FILING BASIS	SECTION 1(a)
*FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
*FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT2\IMAGEOUT2 \\770\410\77041061\xml1\FT K0010.JPG
SPECIMEN DESCRIPTION	Mark displayed by supporter at funeral of deceased member of the military
<b>ADDITIONAL STATEMENTS INFORMATION</b>	
*TRANSLATION (if applicable)	



*TRANSLITERATION (if applicable)	
*CLAIMED PRIOR REGISTRATION (if applicable)	
*CONSENT (NAME/LIKENESS) (if applicable)	
*CONCURRENT USE CLAIM (if applicable)	
DISCLAIMER	No claim is made to the exclusive right to use RIDER apart from the mark as shown.
<b>ATTORNEY INFORMATION</b>	
NAME	John Jacobs
ATTORNEY DOCKET NUMBER	PGR
STREET	406 Beaumont Circle
CITY	West Chester
STATE	Pennsylvania
COUNTRY	United States
ZIP/POSTAL CODE	19380
PHONE	610.918.1595
EMAIL ADDRESS	mnjjacobs@gmail.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
<b>CORRESPONDENCE INFORMATION</b>	
*NAME	John Jacobs
*STREET	406 Beaumont Circle
* CITY	West Chester
* STATE (Required for U.S. applicants)	Pennsylvania
* COUNTRY	United States
* ZIP/POSTAL CODE (Required for U.S. applicants only)	19380
PHONE	610.918.1595

* EMAIL ADDRESS	mnjjacobs@gmail.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
<b>FEE INFORMATION</b>	
NUMBER OF CLASSES	6
FEE PER CLASS	275
TOTAL FEE DUE	1650
<b>SIGNATURE INFORMATION</b>	
* SIGNATURE	/JABrown/
* SIGNATORY'S NAME	Jeff Brown
SIGNATORY'S POSITION	Executive Director
* DATE SIGNED	11/09/2006
<b>FILING INFORMATION SECTION</b>	
SUBMIT DATE	Thu Nov 09 22:44:06 EST 2006
TEAS STAMP	USPTO/FTK-69.30.154.108-2 0061109224406476609-77041 061-35091b65d3e3b66167b9e 649d542a568c6c-CC-1010-20 061109222524468247

PTO Form 1478 (Rev 9/2008)  
OMB No. 0651-0009 (Exp 09/30/2008)

## Trademark/Service Mark Application, Principal Register

### TEAS Plus Application

**Serial Number: 77041061**

**Filing Date: 11/09/2006**

To the Commissioner for Trademarks:  
MARK: PATRIOT GUARD RIDER (Standard Characters, see mark)

The literal element of the mark consists of PATRIOT GUARD RIDER. The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, Jeff Brown, a citizen of United States, having an address of 8321 S. 8th St., Broken Arrow, Oklahoma, United States, 74801, requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended.

**For specific filing basis information for each item, you must view the display within the Input Table.**

International Class 006: Metal license plates

**For specific filing basis information for each item, you must view the display within the Input Table.**

International Class 014: Ornamental pins

**For specific filing basis information for each item, you must view the display within the Input Table.**

International Class 024: Cloth banners; Fabric flags

**For specific filing basis information for each item, you must view the display within the Input Table.**

International Class 025: Hats; Short-sleeved or long-sleeved t-shirts

**For specific filing basis information for each item, you must view the display within the Input Table.**

International Class 026: Embroidered patches for clothing

**For specific filing basis information for each item, you must view the display within the Input Table.**

International Class 035: Association services, namely, promoting the interests of families of deceased military members and families of deceased veterans

If the applicant is filing under Section 1(b), intent to use, the applicant declares that it has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(b), as amended.

If the applicant is filing under Section 1(a), actual use in commerce, the applicant declares that it is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

If the applicant is filing under Section 44(d), priority based on foreign application, the applicant declares that it has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and asserts a claim of priority based on a specified foreign application(s). 15 U.S.C. Section 1126(d), as amended.

If the applicant is filing under Section 44(e), foreign registration, the applicant declares that it has a bona

fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and submits a copy of the supporting foreign registration(s), and translation thereof, if appropriate. 15 U.S.C. Section 1126(e), as amended.

No claim is made to the exclusive right to use RIDER apart from the mark as shown.

The applicant hereby appoints John Jacobs, 406 Beaumont Circle, West Chester, Pennsylvania, United States, 19380 to submit this application on behalf of the applicant. The attorney docket/reference number is PGR.

Correspondence Information: John Jacobs

406 Beaumont Circle  
West Chester, Pennsylvania 19380  
610.918.1595(phone)  
mnjjacobs@gmail.com (authorized)

A fee payment in the amount of \$1650 will be submitted with the application, representing payment for 6 class(es).

#### **Declaration**

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /JABrown/ Date: 11/09/2006

Signatory's Name: Jeff Brown

Signatory's Position: Executive Director

RAM Sale Number: 1010

RAM Accounting Date: 11/13/2006

Serial Number: 77041061

Internet Transmission Date: Thu Nov 09 22:44:06 EST 2006

TEAS Stamp: USPTO/FTK-69.30.154.108-2006110922440647

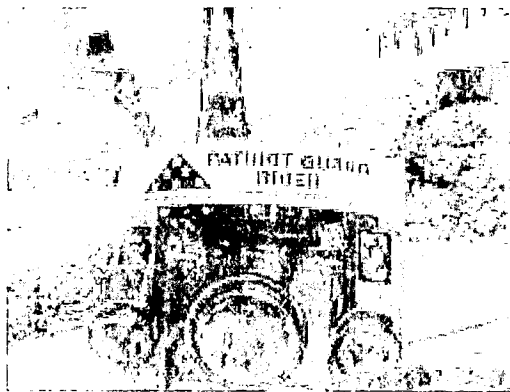
6609-77041061-35091b65d3e3b66167b9e649d5

42a568c6c-CC-1010-20061109222524468247

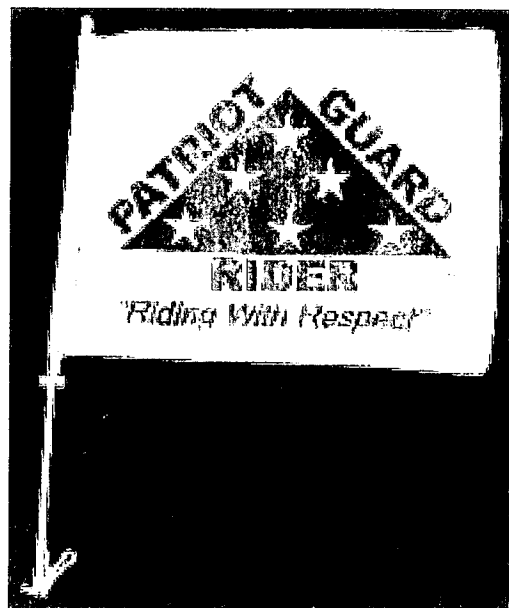
# PATRIOT GUARD RIDER



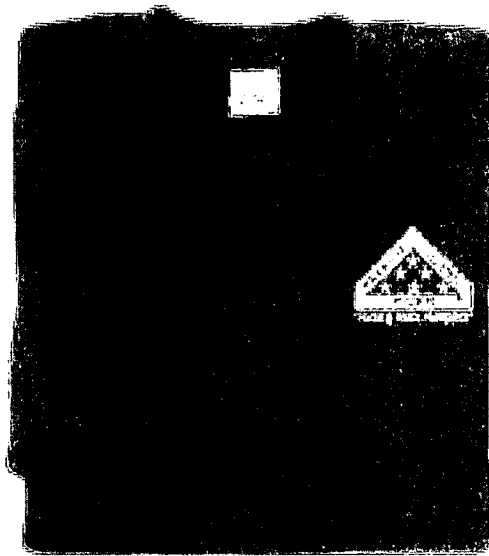
















PATRIOT GUARD RIDER

## Preliminary Amendment

The table below presents the data as entered.

Input Field	Entered
<b>SERIAL NUMBER</b>	77041061
<b>MARK SECTION (no change)</b>	
<b>GOODS AND/OR SERVICES SECTION (1st class)(current)</b>	
INTERNATIONAL CLASS	006
DESCRIPTION	Metal license plates
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
<b>GOODS AND/OR SERVICES SECTION (1st class)(proposed)</b>	
INTERNATIONAL CLASS	006
DESCRIPTION	Metal license plates
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/09/2005
FIRST USE IN COMMERCE DATE	At least as early as 12/09/2005
<b>GOODS AND/OR SERVICES SECTION (2nd class)(current)</b>	
INTERNATIONAL CLASS	014
DESCRIPTION	Ornamental pins
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
<b>GOODS AND/OR SERVICES SECTION (2nd class)(proposed)</b>	
INTERNATIONAL CLASS	014
DESCRIPTION	Ornamental pins

FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/14/2005
FIRST USE IN COMMERCE DATE	At least as early as 12/14/2005
<b>GOODS AND/OR SERVICES SECTION (3rd class)(current)</b>	
INTERNATIONAL CLASS	024
DESCRIPTION	Cloth banners; Fabric flags
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
<b>GOODS AND/OR SERVICES SECTION (3rd class)(proposed)</b>	
INTERNATIONAL CLASS	024
DESCRIPTION	Cloth banners; Fabric flags
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 11/29/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/29/2005
<b>GOODS AND/OR SERVICES SECTION (4th class)(current)</b>	
INTERNATIONAL CLASS	025
DESCRIPTION	Hats; Short-sleeved or long-sleeved t-shirts
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
<b>GOODS AND/OR SERVICES SECTION (4th class)(proposed)</b>	
INTERNATIONAL CLASS	025
DESCRIPTION	Hats; Short-sleeved or long-sleeved t-shirts
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/08/2005
FIRST USE IN COMMERCE DATE	At least as early as 12/08/2005
<b>GOODS AND/OR SERVICES SECTION (5th class)(current)</b>	
INTERNATIONAL CLASS	026



DESCRIPTION	Embroidered patches for clothing
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 10/27/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/09/2005
<b>GOODS AND/OR SERVICES SECTION (5th class)(proposed)</b>	
INTERNATIONAL CLASS	026
DESCRIPTION	Embroidered patches for clothing
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/23/2005
FIRST USE IN COMMERCE DATE	At least as early as 12/23/2005
<b>GOODS AND/OR SERVICES SECTION (6th class)(no change)</b>	
<b>SIGNATURE SECTION</b>	
SIGNATURE	/JMJ/
SIGNATORY NAME	John Jacobs
SIGNATORY POSITION	Attorney of record
DATE SIGNED	02/08/2007
SIGNATURE	/JMJ/
SIGNATORY NAME	John Jacobs
SIGNATORY POSITION	Attorney of record
DATE SIGNED	02/08/2007
<b>FILING INFORMATION SECTION</b>	
SUBMIT DATE	Thu Feb 08 22:13:10 EST 2007
TEAS STAMP	USPTO/PA-71225109139-2007 0208221310659047-77041061 -200872d7e57f6d148f19fda1 213a6d3c358-N-N-200702082 21237799210

**Preliminary Amendment**  
**To the Commissioner for Trademarks:**

Application serial no. **77041061** is amended as follows:

**Classification and Listing of Goods/Services**

**Applicant hereby amends the following class of goods/services in the application as follows:**

Current: Class 006 for Metal license plates

Original Filing Basis: 1(a).

Proposed: Class 006 for Metal license plates

**Section 1(a), Use in Commerce:** Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 12/09/2005 and first used in commerce at least as early as 12/09/2005, and is now in use in such commerce.

**Applicant hereby amends the following class of goods/services in the application as follows:**

Current: Class 014 for Ornamental pins

Original Filing Basis: 1(a).

Proposed: Class 014 for Ornamental pins

**Section 1(a), Use in Commerce:** Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 12/14/2005 and first used in commerce at least as early as 12/14/2005, and is now in use in such commerce.

**Applicant hereby amends the following class of goods/services in the application as follows:**

Current: Class 024 for Cloth banners; Fabric flags

Original Filing Basis: 1(a).

Proposed: Class 024 for Cloth banners; Fabric flags

**Section 1(a), Use in Commerce:** Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 11/29/2005 and first used in commerce at least as early as 11/29/2005, and is now in use in such commerce.

**Applicant hereby amends the following class of goods/services in the application as follows:**

Current: Class 025 for Hats; Short-sleeved or long-sleeved t-shirts

Original Filing Basis: 1(a).

Proposed: Class 025 for Hats; Short-sleeved or long-sleeved t-shirts

**Section 1(a)**, Use in Commerce: Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 12/08/2005 and first used in commerce at least as early as 12/08/2005, and is now in use in such commerce.

**Applicant hereby amends the following class of goods/services in the application as follows:**

Current: Class 026 for Embroidered patches for clothing

Original Filing Basis: 1(a).

Proposed: Class 026 for Embroidered patches for clothing

**Section 1(a)**, Use in Commerce: Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 12/23/2005 and first used in commerce at least as early as 12/23/2005, and is now in use in such commerce.

#### **Declaration Signature**

If the applicant is seeking registration under Section 1(b) and/or Section 44 of the Trademark Act, the applicant had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. 37 C.F.R. Secs. 2.34(a)(2)(i); 2.34 (a)(3)(i); and 2.34(a)(4)(ii). If the applicant is seeking registration under Section 1(a) of the Trademark Act, the mark was in use in commerce on or in connection with the goods or services listed in the application as of the application filing date. 37 C.F.R. Secs. 2.34(a)(1)(i). The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. §1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; that if the original application was submitted unsigned, that all statements in the original application and this submission made of the declaration signer's knowledge are true; and all statements in the original application and this submission made on information and belief are believed to be true.

Signature: /JMJ/ Date: 02/08/2007

Signatory's Name: John Jacobs

Signatory's Position: Attorney of record

#### **Preliminary Amendment Signature**

Signature: /JMJ/ Date Signed: 02/08/2007

Signatory's Name: John Jacobs

Signatory's Position: Attorney of record

Serial Number: 77041061

Internet Transmission Date: Thu Feb 08 22:13:10 EST 2007

TEAS Stamp: USPTO/PA-71225109139-2007020822131065904

7-77041061-200872d7e57f6d148f19fda1213a6

d3c358-N-N-20070208221237799210

**Trademark Snap Shot Amendment & Mail Processing Stylesheet**  
(Table presents the date on Amendment & Mail Processing Complete)

**OVERVIEW**

SERIAL NUMBER	77041061	FILING DATE	11/09/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	WILKE, JOHN	L.O. ASSIGNED	104

**PUB INFORMATION**

RUN DATE	03/17/2007		
PUB DATE	N/A		
STATUS	638-NEW APPLICATION - ASSIGNED TO EXAMINER		
STATUS DATE	03/16/2007		
LITERAL MARK ELEMENT	PATRIOT GUARD RIDER		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

**FILING BASIS**

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	YES	1 (a)	YES	1 (a)	NO
1 (b)	NO	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

**MARK DATA**

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STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	PATRIOT GUARD RIDER
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

### CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Brown, Jeff
ADDRESS	8321 S. 8th St. Broken Arrow, OK 74801
ENTITY	01-INDIVIDUAL
CITIZENSHIP	United States of America

### GOODS AND SERVICES

INTERNATIONAL CLASS	006
DESCRIPTION TEXT	Metal license plates
INTERNATIONAL CLASS	014
DESCRIPTION TEXT	Ornamental pins
INTERNATIONAL CLASS	024
DESCRIPTION TEXT	Cloth banners; Fabric flags
INTERNATIONAL CLASS	025
DESCRIPTION TEXT	Hats; Short-sleeved or long-sleeved t-shirts
INTERNATIONAL CLASS	026
DESCRIPTION TEXT	Embroidered patches for clothing
INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Association services, namely, promoting the interests of families of deceased military members and families of deceased veterans

### GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL	006	FIRST USE	12/09/2005	FIRST USE	12/09/2005	CLASS	6-ACTIVE
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CLASS		DATE		IN COMMERCE DATE		STATUS	
INTERNATIONAL CLASS	014	FIRST USE DATE	12/14/2005	FIRST USE IN COMMERCE DATE	12/14/2005	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	024	FIRST USE DATE	11/29/2005	FIRST USE IN COMMERCE DATE	11/29/2005	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	025	FIRST USE DATE	12/08/2005	FIRST USE IN COMMERCE DATE	12/08/2005	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	026	FIRST USE DATE	12/23/2005	FIRST USE IN COMMERCE DATE	12/23/2005	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	035	FIRST USE DATE	10/27/2005	FIRST USE IN COMMERCE DATE	11/09/2005	CLASS STATUS	6-ACTIVE

#### MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"RIDER"

#### PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/16/2007	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	006
03/16/2007	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	005
03/16/2007	ALIE	A	ASSIGNED TO LIE	004
03/16/2007	DOCK	D	ASSIGNED TO EXAMINER	003
02/08/2007	PARI	I	TEAS PRELIMINARY AMENDMENT RECEIVED	002
11/15/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

#### CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	John Jacobs
----------	-------------

CORRESPONDENCE ADDRESS

JOHN JACOBS  
406 BEAUMONT CIR  
WEST CHESTER, PA 19380-6412

DOMESTIC REPRESENTATIVE

NONE



# PATRIOT GUARD RIDER

\*\*\* User:jwilke \*\*\*

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	802	N/A	0	0	0:01	*patriot*[bi,ti]
02	15111	N/A	0	0	0:01	*guard*[bi,ti]
03	3	0	3	2	0:01	1 and 2
04	2271	N/A	0	0	0:02	*r{"iy"}der*[bi,ti]
05	4	1	1	1	0:01	4 and (1 or 2)
06	11240	N/A	0	0	0:01	*gard*[bi,ti]
07	0	0	0	0	0:01	6 and (1 or 4)
08	827	N/A	0	0	0:01	*patr{v:2}t*[bi,ti]
09	25	12	13	8	0:01	8 not 1

Session started 3/19/2007 9:42:07 AM

Session finished 3/19/2007 9:45:48 AM

Total search duration 0 minutes 10 seconds

Session duration 3 minutes 41 seconds

Default NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 77041061

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**To:** Brown, Jeff ([mnjjacobs@gmail.com](mailto:mnjjacobs@gmail.com))  
**Subject:** TRADEMARK APPLICATION NO. 77041061 - PATRIOT GUARD  
RIDER - PGR  
**Sent:** 3/19/2007 10:05:56 AM  
**Sent As:** ECOM104@USPTO.GOV  
**Attachments:** [Attachment - 1](#)  
[Attachment - 2](#)

---

UNITED STATES PATENT AND TRADEMARK OFFICE

**SERIAL NO:** 77/041061

**APPLICANT:** Brown, Jeff

**\*77041061\***

**CORRESPONDENT ADDRESS:**  
JOHN JACOBS  
406 BEAUMONT CIR  
WEST CHESTER, PA 19380-6412

**RETURN ADDRESS:**  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

**MARK:** PATRIOT GUARD RIDER

**CORRESPONDENT'S REFERENCE/DOCKET NO:** PGR

**CORRESPONDENT EMAIL ADDRESS:**  
[mnjjacobs@gmail.com](mailto:mnjjacobs@gmail.com)

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

OFFICE ACTION

**RESPONSE TIME LIMIT:** TO AVOID ABANDONMENT, THE OFFICE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF THE MAILING OR E-MAILING DATE.

**MAILING/E-MAILING DATE INFORMATION:** If the mailing or e-mailing date of this Office action does not appear above, this information can be obtained by visiting the USPTO website at <http://tarr.uspto.gov/>, inserting the application serial number, and viewing the prosecution history for the mailing date of the most recently issued Office communication.

Serial Number 77/041061

The assigned trademark examining attorney has reviewed the referenced application and has determined the following:

**Search Results**

Although the examining attorney has searched the Office records and has found no similar *registered* mark which would bar registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d), the examining attorney encloses information regarding pending Application Serial No. 77040379. 37 C.F.R. §2.83.

There may be a likelihood of confusion between the applicant's mark and the mark in the above noted application under Section 2(d) of the Act. The filing date of the referenced application is the same date as applicant's filing date, but the serial number of the referenced application precedes applicant's serial number, so it was filed before this application. If the earlier?filed application matures into a registration, the examining attorney may refuse registration under Section 2(d).

**Disclaimer Not Required**

The application includes a disclaimer of "RIDER" An applicant can disclaim matter voluntarily, regardless of whether the matter is registrable. TMEP §1213.01(c). However, a disclaimer of this matter is not required. Therefore, applicant may submit a written request to withdraw this disclaimer from the application. If applicant does not expressly request withdrawal of the disclaimer, it will remain in the application.

If applicant has questions about its application or needs assistance in responding to this Office action, please telephone the assigned trademark examining attorney directly at the number below.

TEAS PLUS APPLICANTS MUST SUBMIT DOCUMENTS ELECTRONICALLY OR SUBMIT FEE: TEAS Plus applicants should submit the following documents using the Trademark Electronic Application System (TEAS) at <http://www.uspto.gov/teas/index.html>: (1) written responses to Office actions; (2) preliminary amendments; (3) changes of correspondence address; (4) changes of owner's address; (5) appointments and revocations of attorney; (6) amendments to allege use; (7) statements of use; (8) requests for extension of time to file a statement of use, and (9) requests to delete a §1(b) basis. If any of these documents are filed on paper, they must be accompanied by a \$50 per class fee. 37 C.F.R. §§2.6(a)(1)(iv) and 2.23(a)(i). Telephone responses will not incur an additional fee. NOTE: In addition to the above, applicant must also continue to accept correspondence from the Office via e-mail throughout the examination process in order to avoid the additional fee. 37 C.F.R. §2.23(a)(2).

/John M. Wilke/  
Examining Attorney  
Law Office 104  
571-272-5871  
571-273-5871 fax

**HOW TO RESPOND TO THIS OFFICE ACTION:**

- **ONLINE RESPONSE:** You may respond using the Office's Trademark Electronic Application System (TEAS) Response to Office action form available on our website at <http://www.uspto.gov/teas/index.html>. If the Office action issued via e-mail, you must wait 72 hours after receipt of the Office action to respond via TEAS. **NOTE: Do not respond by e-mail. THE USPTO WILL NOT ACCEPT AN E-MAILED RESPONSE.**
- **REGULAR MAIL RESPONSE:** To respond by regular mail, your response should be sent to the mailing return address above, and include the serial number, law office number, and examining attorney's name. **NOTE: The filing date of the response will be the *date of receipt in the Office*, not the postmarked date.** To ensure your response is timely, use a certificate of mailing. 37 C.F.R. §2.197.

**STATUS OF APPLICATION:** To check the status of your application, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov>.

**VIEW APPLICATION DOCUMENTS ONLINE:** Documents in the electronic file for pending applications can be viewed and downloaded online at <http://portal.uspto.gov/external/portal/tow>.

**GENERAL TRADEMARK INFORMATION:** For general information about trademarks, please visit the Office's website at <http://www.uspto.gov/main/trademarks.htm>

**FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY SPECIFIED ABOVE.**

Print: Mar 18, 2007

77040379

**DESIGN MARK**

**Serial Number**

77040379

**Status**

NON-FINAL ACTION - MAILED

**Word Mark**

PATRIOT GUARD RIDERS "RIDING WITH RESPECT"

**Standard Character Mark**

No

**Type of Mark**

SERVICE MARK

**Register**

PRINCIPAL

**Mark Drawing Code**

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

**Owner**

Patriot Guard Riders, Inc. CORPORATION OKLAHOMA 312 Granite Ct Windsor  
COLORADO 80550

**Goods/Services**

Class Status -- ACTIVE. IC 045. US 100 101. G & S: Organizing and  
conducting support groups in the field of MILITARY AND MILITARY FAMILY  
SUPPORT. First Use: 2005/11/11. First Use In Commerce: 2006/06/01.

**Description of Mark**

The mark consists of this mark has a yellow field with a blue and  
white folded American flag and blue text.

**Colors Claimed**

The applicant claims color as a feature of the mark, namely, yellow,  
blue, and white.

**Filing Date**

2006/11/09

**Examining Attorney**

POWERS, ALEXANDER L.



---

**To:** Brown, Jeff ([mnjjacobs@gmail.com](mailto:mnjjacobs@gmail.com))  
**Subject:** TRADEMARK APPLICATION NO. 77041061 - PATRIOT GUARD  
RIDER - PGR  
**Sent:** 3/21/2007 10:16:58 AM  
**Sent As:** ECOM104@USPTO.GOV  
**Attachments:**

---

UNITED STATES PATENT AND TRADEMARK OFFICE

**SERIAL NO:** 77/041061

**APPLICANT:** Brown, Jeff

**\*77041061\***

**CORRESPONDENT ADDRESS:**  
JOHN JACOBS  
406 BEAUMONT CIR  
WEST CHESTER, PA 19380-6412

**RETURN ADDRESS:**  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

**MARK:** PATRIOT GUARD RIDER

**CORRESPONDENT'S REFERENCE/DOCKET NO:** PGR

**CORRESPONDENT EMAIL ADDRESS:**  
[mnjjacobs@gmail.com](mailto:mnjjacobs@gmail.com)

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

Serial Number 77/041061

EXAMINER'S AMENDMENT

**AMENDMENT(S) AUTHORIZED:** As authorized by John Jacobs on March 21, 2007, the application is amended as noted below. *If applicant disagrees with or objects to any of the amendments below, please notify the undersigned trademark examining attorney immediately.* Otherwise, no response is necessary. TMEP §707.



## Disclaimer Deleted

Applicant deletes the disclaimer or the word RIDER in the mark.

### NOTICE OF SUSPENSION

**SUSPENSION PROCEDURE:** This suspension notice serves to suspend action on the application for the reason(s) specified below. No response is needed. 37 C.F.R. §2.67. However, the examining attorney will conduct periodic status checks and may issue inquiries at 6 month intervals from the mailing date of this notice. TMEP §716.05. If a status inquiry Office action issues, applicant will have 6 months from the mailing or e-mailing date of the status inquiry to respond. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.

**MAILING/E-MAILING DATE INFORMATION:** If the mailing or e-mailing date of this Office action does not appear above, this information can be obtained by visiting the USPTO website at <http://tarr.uspto.gov/>, inserting the application serial number, and viewing the prosecution history for the mailing date of the most recently issued Office communication.

Action on this application is suspended pending the disposition of:

- Application Serial No(s). **77040379**

Since applicant's effective filing date is subsequent to the effective filing date of the above-identified application(s), the latter, if and when it registers, may be cited against this application in a refusal to register under Section 2(d) of the Trademark Act, 15 U.S.C. §1052(d). See 37 C.F.R. §2.83; TMEP §§1208 et seq. A copy of information relevant to this pending application(s) **was sent previously.**

Applicant may submit a request to remove the application from suspension to present arguments related to the potential conflict between the relevant application(s) or other arguments related to the ground for suspension. TMEP §716.03. Applicant's election not to present arguments during suspension will not affect the applicant's right to present arguments later should a refusal in fact issue. If a refusal does issue, applicant will be afforded 6 months from the mailing or e-mailing date of the Office action to submit a response. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.

/John M. Wilke/  
Examining Attorney  
Law Office 104  
571-272-5871  
571-273-5871 fax

## Withdrawal of Attorney

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77041061
LAW OFFICE ASSIGNED	LAW OFFICE 104
PUBLISH FOR OPPOSITION DATE	00/00/0000
MARK SECTION	
MARK	PATRIOT GUARD RIDER (stylized and/or with design)
WITHDRAWAL OF ATTORNEY SECTION	
REASON TEXT	1. Client has knowingly and freely assented to termination of employment, and obtained new counsel. 2. Continued representation is likely to result in a violation of Disciplinary Rule, as the nature of the representation has changed from pro bono to commercial.
WITHDRAWAL STATEMENT	I have given due notice to the applicant/registrant that I am withdrawing from employment and am filing this request for withdrawal with the USPTO.
WITHDRAWAL STATEMENT	I have delivered to the applicant/registrant all papers and property in my file concerning the prosecution of the mark.
WITHDRAWAL STATEMENT	I have notified the applicant/registrant of any response that may be due and the timeframe within which the applicant/registrant must file the response.
WITHDRAWAL STATEMENT	I have given the applicant/registrant notice of my withdrawal from employment at least two (2) months prior to the expiration of the response period.
CORRESPONDENCE SECTION	
ORIGINAL ATTORNEY ADDRESS	JOHN JACOBS 406 BEAUMONT CIR WEST CHESTER, PA 19380-6412

<b>NEW CORRESPONDENCE ADDRESS</b>	
NAME	Brown, Jeff
STREET	8321 S. 8th St.
CITY	Broken Arrow
STATE	Oklahoma
POSTAL/ZIP CODE	74801
COUNTRY	United States
PHONE	918-449-1652
<b>SIGNATURE SECTION</b>	
SIGNATURE	/John Jacobs/
SIGNATORY NAME	John Jacobs
SIGNATORY DATE	08/31/2007
SIGNATORY POSITON	Attorney of record
<b>FILING INFORMATION SECTION</b>	
SUBMIT DATE	Fri Aug 31 11:05:28 EDT 2007
TEAS STAMP	USPTO/WOA-216.203.6.12-20 070831110528840717-770410 61-2509761a571ac24445fdea 0fb824b7bdb-N/A-N/A-20070 831110506675007

## Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77041061
LAW OFFICE ASSIGNED	LAW OFFICE 104
ATTORNEY DOCKET NUMBER	M8635.200
MARK SECTION	
MARK	PATRIOT GUARD RIDER
ATTORNEY SECTION	
ORIGINAL ADDRESS	Brown, Jeff 8321 S. 8th St. Broken Arrow OK 74801 918-449-1652
CORRESPONDENCE SECTION	
ORIGINAL ADDRESS	Brown, Jeff 8321 S. 8th St. Broken Arrow OK 74801 918-449-1652
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney:
NAME	Molly D. McKay
FIRM NAME	Molly D. McKay, P.C.
STREET	2301 S. Sheridan, Suite A
CITY	Tulsa
STATE	Oklahoma

<b>COUNTRY</b>	United States
<b>POSTAL/ZIP CODE</b>	74129
<b>PHONE</b>	918-742-5900
<b>FAX</b>	918-742-5901
<b>EMAIL</b>	staff@mckaypatents.com
<b>ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL</b>	YES
<b>ATTORNEY DOCKET NUMBER</b>	M8635.200

#### NEW CORRESPONDENCE ADDRESS

<b>NAME</b>	Molly D. McKay
<b>FIRM NAME</b>	Molly D. McKay, P.C.
<b>STREET</b>	2301 S. Sheridan, Suite A
<b>CITY</b>	Tulsa
<b>STATE</b>	Oklahoma
<b>COUNTRY</b>	United States
<b>POSTAL/ZIP CODE</b>	74129
<b>PHONE</b>	918-742-5900
<b>FAX</b>	918-742-5901
<b>EMAIL</b>	staff@mckaypatents.com
<b>AUTHORIZED TO COMMUNICATE VIA E-MAIL</b>	YES

#### SIGNATURE SECTION

<b>SIGNATORY FILE</b>	\\TICRS2\EXPORT13\770\410\77041061\xml2\RAA0002.JPG
<b>SIGNATORY NAME</b>	Jeff Brown
<b>SIGNATORY POSITION</b>	Owner

#### FILING INFORMATION SECTION

<b>SUBMIT DATE</b>	Tue Sep 04 15:01:35 EDT 2007
	USPTO/RAA-24.249.72.171-2 0070904150135556456-77041

TEAS STAMP

061-380209680733217360bc6  
93136f4848429-N/A-N/A-200  
70904145859869161

PTO Form 2196 (Rev 9/2005)  
OMB No. 0651-0056 (Exp 09/30/2011)

## Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

To the Commissioner for Trademarks:

MARK: PATRIOT GUARD RIDER

SERIAL NUMBER: 77041061

ATTORNEY DOCKET NUMBER M8635.200

### **The original attorney**

Brown, Jeff  
8321 S. 8th St.  
Broken Arrow OK 74801  
918-449-1652

### **Original Correspondence Address :**

Brown, Jeff  
8321 S. 8th St.  
Broken Arrow OK 74801  
918-449-1652

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney:

### **Newly Appointed Attorney:**

Molly D. McKay  
Molly D. McKay, P.C.  
2301 S. Sheridan, Suite A  
Tulsa, Oklahoma 74129  
United States  
918-742-5900  
918-742-5901

**The following is to be used as the correspondence address:**

Molly D. McKay  
Molly D. McKay, P.C.  
2301 S. Sheridan, Suite A  
Tulsa, Oklahoma 74129  
United States

918-742-5900  
918-742-5901  
staff@mckaypatents.com

Signatory File Signature  
Signatory's Name: Jeff Brown  
Signatory's Position: Owner

Serial Number: 77041061  
Internet Transmission Date: Tue Sep 04 15:01:35 EDT 2007  
TEAS Stamp: USPTO/RAA-24.249.72.171-2007090415013555  
6456-77041061-380209680733217360bc693136  
f4848429-N/A-N/A-20070904145859869161

TRADEMARK

Attorney's Docket No.: M8635.20®

Date: 09/04/2007

POWER OF ATTORNEY

Trademark Serial No.: 77041061

Date Filed: November 9, 2006

Owner of the Mark: Jeff Brown


Trademark: PATRIOT GUARD RIDER

I, Jeff Brown, hereby grant Power of Attorney to and appoint as Attorney of Record for the above referenced trademark application to Molly D. McKay.

I have revoked all previous powers of attorney given in the above – identified application. Please change the correspondence address of the attorney(s) of record on the above referenced registration to:

Molly D. McKay, P.C.  
Reg. No.: 35,609  
3207 E. 22<sup>nd</sup> Street  
Tulsa, OK 74114-1823  
Bus: (918)742-5900  
Fax: (918)742-5901  
<http://www.mckaypatents.com>

It is certified that the person whose signature appears below has the authority to change the Power of Attorney and Change of Correspondence address for the above-identified trademark.

  
\_\_\_\_\_  
Jeff Brown

8/29/07  
\_\_\_\_\_  
Date



---

**To:** Brown, Jeff ([staff@mckaypatents.com](mailto:staff@mckaypatents.com))  
**Subject:** TRADEMARK APPLICATION NO. 77041061 - PATRIOT GUARD  
RIDER - M8635.200  
**Sent:** 9/22/2008 9:36:13 AM  
**Sent As:** ECOM104@USPTO.GOV  
**Attachments:**

---

UNITED STATES PATENT AND TRADEMARK OFFICE

**SERIAL NO:** 77/041061

**MARK:** PATRIOT GUARD RIDER

**\*77041061\***

**CORRESPONDENT ADDRESS:**

Molly D. McKay  
Molly D. McKay, P.C.  
2301 S. Sheridan, Suite A  
Tulsa OK 74129

**GENERAL TRADEMARK INFORMATION:**  
<http://www.uspto.gov/main/trademarks.htm>

**APPLICANT:** Brown, Jeff

**CORRESPONDENT'S REFERENCE/DOCKET  
NO:** M8635.200  
**CORRESPONDENT E-MAIL ADDRESS:**  
[staff@mckaypatents.com](mailto:staff@mckaypatents.com)

**NOTICE OF SUSPENSION**

**ISSUE/MAILING DATE:** 9/22/2008

**SUSPENSION PROCEDURE:** This suspension notice serves to suspend action on the application for the reason(s) specified below. No response is needed. However, if you wish to respond to this notice, you should use the "Response to Letter of Suspension" form found at <http://teasroa.uspto.gov/rsi/rsi>. The Office will conduct periodic status checks to determine if suspension remains appropriate.

Action on this application is suspended pending the disposition of:

- Opposition No(s). 91181448

The proceeding(s) above pertains to one or more of the following: (1) a registration cited as a bar to applicant's registration under Section 2(d) of the Trademark Act, (2) a pending application(s) that could present a future bar to registration under Section 2(d) if it matured into a registration, and/or (3) the registrability of applicant's mark. 15 U.S.C. §1052. Therefore, action is suspended pending the final disposition of this proceeding(s). See 37 C.F.R. §2.83; TMEP §§716.02(a), (c) and (d), 1208 et seq. Any refusal(s) made under Section 2 is herein maintained.

/John M. Wilke/  
Examining Attorney  
Law Office 104  
571-272-5871  
571-273-5871 fax

**STATUS CHECK:** Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.

---

**To:** Brown, Jeff (staff@mckaypatents.com)  
**Subject:** TRADEMARK APPLICATION NO. 77041061 - PATRIOT GUARD  
RIDER - M8635.200  
**Sent:** 9/22/2008 9:36:15 AM  
**Sent As:** ECOM104@USPTO.GOV  
**Attachments:**

---

**IMPORTANT NOTICE**  
**USPTO OFFICE ACTION HAS ISSUED ON 9/22/2008 FOR**  
**APPLICATION SERIAL NO. 77041061**

Please follow the instructions below to continue the prosecution of your application:

**VIEW OFFICE ACTION:** Click on this link  
[http://tmportal.uspto.gov/external/portal/tow?DDA=Y&serial\\_number=77041061&doc\\_type=SUL&n](http://tmportal.uspto.gov/external/portal/tow?DDA=Y&serial_number=77041061&doc_type=SUL&n)  
(or copy and paste this URL into the address field of your browser), or visit  
<http://tmportal.uspto.gov/external/portal/tow> and enter the application serial number to access the  
Office action.

**PLEASE NOTE:** The Office action may not be immediately available but will be viewable within 24 hours of this notification.

**RESPONSE MAY BE REQUIRED:** You should carefully review the Office action to determine (1) if a response is required; (2) how to respond; and (3) the applicable response time period. Your response deadline will be calculated from 9/22/2008.

**Do NOT hit "Reply" to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses. Instead, the USPTO recommends that you respond online using the Trademark Electronic Application System response form at <http://www.uspto.gov/teas/eTEASpageD.htm>.**

**HELP:** For *technical* assistance in accessing the Office action, please e-mail [TDR@uspto.gov](mailto:TDR@uspto.gov). Please contact the assigned examining attorney with questions about the Office action.

**WARNING**

1. The USPTO will NOT send a separate e-mail with the Office action attached.
2. Failure to file any required response by the applicable deadline will result in the

ABANDONMENT of your application.

## Change Of Correspondence Address

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77041061
LAW OFFICE ASSIGNED	LAW OFFICE 104
MARK SECTION	
MARK	PATRIOT GUARD RIDER
CORRESPONDENCE SECTION (current)	
ORIGINAL ADDRESS	Molly D. McKay Molly D. McKay, P.C. 2301 S. Sheridan, Suite A Tulsa Oklahoma 74129 United States 918-742-5901 918-742-5900 staff@mckaypatents.com
NEW CORRESPONDENCE ADDRESS	
NEW ADDRESS	Molly D. McKay Doerner, Saunders, Daniel & Anderson LLP Suite 500 320 South Boston Avenue Tulsa Oklahoma United States 73102-3758 (918) 582-1211 (918) 591-5360 rblue@dsda.com
SIGNATURE SECTION	
SIGNATURE	/rachelblue/
SIGNATORY NAME	Rachel Blue
SIGNATORY DATE	09/23/2008
SIGNATORY POSITION	Attorney
FILING INFORMATION SECTION	

<b>SUBMIT DATE</b>	Tue Sep 23 14:46:18 EDT 2008
<b>TEAS STAMP</b>	USPTO/CCA-12.175.100.178- 20080923144618632265-7704 1061-400be19b3f9cc4923f2a 59c4a25ad4a3a3-N/A-N/A-20 080923144416842600

## Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77041061
LAW OFFICE ASSIGNED	LAW OFFICE 104
MARK SECTION	
MARK	PATRIOT GUARD RIDER
ATTORNEY SECTION	
ORIGINAL ADDRESS	Molly D. McKay Doerner, Saunders, Daniel & Anderson LLP M8635.200 Suite 500 320 South Boston Avenue Tulsa Oklahoma (OK) 73102-3758 United States (USX) (918) 582-1211 (918) 591-5360 rblue@dsda.com
CORRESPONDENCE SECTION	
ORIGINAL ADDRESS	Molly D. McKay Doerner, Saunders, Daniel & Anderson LLP M8635.200 Suite 500 320 South Boston Avenue Tulsa Oklahoma (OK) 73102-3758 United States (USX) (918) 582-1211 (918) 591-5360 rblue@dsda.com
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following

	new attorney.
NAME	Rachel Blue
FIRM NAME	McAfee & Taft
STREET	100 W. 5th St.
CITY	Tulsa
STATE	Oklahoma
COUNTRY	United States
POSTAL/ZIP CODE	74103
PHONE	918-574-3007
FAX	918-574-3107
EMAIL	rachel.blue@mcafeetaft.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
<b>NEW CORRESPONDENCE ADDRESS</b>	
NAME	Rachel Blue
FIRM NAME	McAfee & Taft
STREET	100 W. 5th St., Suite 500
CITY	Tulsa
STATE	Oklahoma
COUNTRY	United States
POSTAL/ZIP CODE	74103
PHONE	918-574-3007
FAX	918-574-3107
EMAIL	rachel.blue@mcafeetaft.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
<b>SIGNATURE SECTION</b>	
SIGNATURE	/JeffBrown/
SIGNATORY NAME	Jeff Brown
SIGNATORY DATE	12/16/2009



<b>SIGNATORY POSITION</b>	Owner
<b>FILING INFORMATION SECTION</b>	
<b>SUBMIT DATE</b>	Wed Dec 16 14:31:08 EST 2009
<b>TEAS STAMP</b>	USPTO/RAA-65.216.21.66-20 091216143108533023-770410 61-460d8bbedcec6fc672b498 c9f71cb97f2d-N/A-N/A-2009 1216113346791459

PTO Form 2196 (Rev 9/2005)  
OMB No. 0651-0056 (Exp 09/30/2011)

## Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

To the Commissioner for Trademarks:  
**MARK: PATRIOT GUARD RIDER**  
**SERIAL NUMBER: 77041061**

**The original attorney**

Molly D. McKay  
Doerner, Saunders, Daniel & Anderson LLP  
M8635.200  
Suite 500  
320 South Boston Avenue  
Tulsa Oklahoma 73102-3758  
United States  
(918) 582-1211  
(918) 591-5360  
rblue@dsda.com

**Original Correspondence Address :**

Molly D. McKay  
Doerner, Saunders, Daniel & Anderson LLP  
Suite 500  
320 South Boston Avenue  
Tulsa Oklahoma 73102-3758  
United States  
(918) 582-1211  
(918) 591-5360

rblue@dsda.com

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney.

**Newly Appointed Attorney:**

Rachel Blue  
McAfee & Taft  
100 W. 5th St.  
Tulsa, Oklahoma 74103  
United States  
918-574-3007  
918-574-3107

**The following is to be used as the correspondence address:**

Rachel Blue  
McAfee & Taft  
100 W. 5th St., Suite 500  
Tulsa, Oklahoma 74103  
United States

918-574-3007  
918-574-3107  
rachel.blue@mcafeetaft.com

Signature: /JeffBrown/    Date: 12/16/2009  
Signatory's Name: Jeff Brown  
Signatory's Position: Owner

Serial Number: 77041061  
Internet Transmission Date: Wed Dec 16 14:31:08 EST 2009  
TEAS Stamp: USPTO/RAA-65.216.21.66-20091216143108533  
023-77041061-460d8bbedcec6fc672b498c9f71  
cb97f2d-N/A-N/A-20091216113346791459

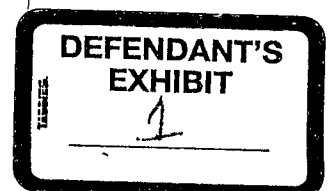
## DEFENDANT'S EXHIBIT 1

IN THE UNITED STATES PATENT & TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

JEFF BROWN, )  
 )  
 Opposer and )  
 Petitioner, )  
 )  
 vs. ) Opposition No. 91181448  
 )  
 PATRIOT GUARD RIDERS, INC., ) Serial No. 77/040,379  
 )  
 Applicant and )  
 Respondent. )

-----

TELEPHONIC DEPOSITION OF RONNY ROY AWTRY,  
produced as a witness on behalf of the Opposer and  
Petitioner, in the above-styled and numbered cause,  
taken on the 28th day of October 2008, in the City of  
Tulsa, County of Tulsa, State of Oklahoma, before me,  
Marlene Percefull, Certified Shorthand Reporter, duly  
certified under and by virtue of the laws of the State  
of Oklahoma.



A P P E A R A N C E S

FOR THE OPPOSER:

Ms. Courtney L. Bru  
Ms. Rachel Blue  
Attorneys at Law  
320 S. Boston  
Suite 500  
Tulsa, OK 74103

FOR THE APPLICANT:

Mr. David J. Marr  
Mr. James A. O'Malley  
Attorneys at Law  
105 W. Adams St.  
Suite 3600  
Chicago, IL 60603  
(By Telephone)

ALSO PRESENT:

Mr. Jeff Brown  
Mr. Bill Richart  
(By Telephone)

I N D E X

W I T N E S S

P A G E

Ronny Roy Awtry

Direct Examination by Ms. Bru

4

Cross Examination by Mr. Marr

77

Redirect Examination by Ms. Blue

89

Signature Page

91

Reporter's Certificate

92

EXHIBITS

PETITIONER'S

Number

Identified

Offered

1 12-11-06 forum post 15

2 12-7-06 forum post 25

3 9-18-07 forum post 46

4 12-6-06 e-mail 48

5 12-27-06 e-mail 52

6 7-8-08 e-mail 68

1 (Whereupon, the deposition began  
2 at 9:02 a.m.)

3 RONNY ROY AWTRY,  
4 having first been duly sworn to testify to the truth,  
5 the whole truth and nothing but the truth, testified as  
6 follows:

7 DIRECT EXAMINATION

8 BY MS. BRU:

9 Q Could you state and spell your name for the  
10 record.

9:02AM

11 A My name is Ronny Roy Awtry, R-O-N-N-Y, R-O-Y,  
12 A-W-T-R-Y.

13 Q And what is your business address?

14 A My business address is Speedy Services, 1050 KCK  
15 Way, Suite 2, Cedar Hill, Texas 75104.

9:02AM

16 Q Okay. What is your e-mail address?

17 A My e-mail address is Rrawtry@Yahoo.com.

18 Q Have you ever used any other e-mail addresses?

19 A Yes, I have used Bear@Patriotguard.org.

20 Q Okay.

9:03AM

21 A And there was an SBC Global years ago, but I don't  
22 even remember it.

23 Q Have you ever been deposed before?

24 A Yes.

25 Q Okay. So you understand that we're just going to 9:03AM

1 go through a series of questions and answers and I'm 9:03AM

2 going to need you to respond vocally, okay?

3 A Yeah.

4 Q And if you don't understand the question, be sure  
5 and let me know and I'll rephrase it before you try to 9:03AM  
6 answer it.

7 A Okay.

8 Q If you need a break, let us know. I'm just going  
9 to ask you not to ask for a break right in the middle  
10 of an answer. Let's go ahead and finish up the 9:03AM  
11 question that we're on, then we'll go ahead and take a  
12 break, okay?

13 A Okay.

14 Q Are you under any medication or drugs that would  
15 make it difficult for you to understand or answer a 9:03AM  
16 question today?

17 A No, I'm not.

18 Q Are you under a doctor's care for any illness?

19 A Psoriasis treatment. I mean, nothing that would  
20 prevent me from answering or having comprehension of 9:03AM  
21 what's happening.

22 Q Okay. And you understand that you're under oath  
23 right now, the same as you would be in a court of law?

24 A Yes, I do.

25 Q Is there anyone there with you right now? 9:04AM



1 A No, there is not.

9:04AM

2 Q Okay. Do you have any documents in front of you,  
3 other than the exhibits that I sent you by e-mail last  
4 week?

5 A No, I do not.

9:04AM

6 Q Okay. Have you ever talked to me before?

7 A Yes, I have. Um --

8 Q Go ahead.

9 A It's been some period of time. I think I deal  
10 with your secretary most.

9:04AM

11 Q Okay. Sorry about that. Have you ever given me  
12 any documents?

13 A No, I have not.

14 Q Have you ever talked with Rachel Blue before?

15 A I don't remember. I think I have, but I don't  
16 remember.

9:04AM

17 Q Do you remember what you guys talked about?

18 A Just general topics in regards to the trademark  
19 issue of the Patriot Guard Riders.

20 Q Okay. Have you ever given her any documents?

9:04AM

21 A No.

22 Q Have you ever talked to Dave Marr?

23 A Yes, I have.

24 Q And what did you guys talk about?

25 A General issues regarding the trademark of the

9:05AM

9:05AM

1 Patriot Guard Riders.

2 Q Have you ever given Dave any documents?

3 A No, I have not.

4 Q Okay, great. Are you currently a member of PGR?

5 A Yes, I am.

9:05AM

6 Q How long have you been a member?

7 A I've been a member since January of 2006.

8 Q How did you get involved in the organization?

9 A Word of mouth. I was told of a Web site with

10 Patriot Guard Riders and I logged on and joined. And

9:05AM

11 it became something that was near and dear to my heart

12 and I participated probably thousands of hours in the

13 last several years.

14 Q Okay. What is your current position in PGR?

15 A I currently believe I'm the assistant to the HOTH

9:06AM

16 coordinator. Other than that, I have no official title

17 other than past board of directors, past treasurer.

18 Q And what is HOTH?

19 A Tom Hoffman is the HOTH coordinator, the HOTH

20 administrator, Help On The Homefront.

9:06AM

21 Q Help On The Homefront. What does that group do?

22 A Help on the Homefront is a facet of the PGR that

23 helps support veterans or current soldiers having

24 disabilities related to their service to the country.

25 Q Okay. And I think you said you previously were a

9:06AM

1 board of directors member?

9:06AM

2 A Yes, I was.

3 Q When were you on the board of directors?

4 A I was on the board of directors from approximately

5 June of 2006 until -- June of 2006 until late December 9:06AM

6 of 2007 or early January 2008. I don't remember

7 exactly.

8 Q Were you ever on the board of directors with Jeff

9 Brown?

10 A Yes, I was.

9:07AM

11 Q Okay. And were you -- what were your past

12 positions on the board?

13 A Well, I was past -- I was the director of the Help

14 On The Homefront program. And initially there was a

15 three-man board that was instituted into a five-man 9:07AM

16 board in June of 2006.

17 Q Okay.

18 A And at the time I was a -- kind of a board member

19 at large, I guess. I was not the secretary or the

20 treasurer or the president, of course, but I was the 9:07AM

21 Help On The Homefront director. And upon Jeff's

22 removal and the removal of Jason from the treasury

23 position, I stepped into the treasury position.

24 Q So you became treasurer immediately after Jason

25 Wallin?

9:08AM

1 A Yes.

9:08AM

2 Q And how long did you serve as treasurer?

3 A I served as treasurer for, um, I guess right at a  
4 year.

5 Q Did you voluntarily leave that position?

9:08AM

6 A Yes, I did. I left due to family hardships. I've  
7 got a father in a nursing home and my business was  
8 entirely suffering from my dedication to the Patriot  
9 Guard Riders and I needed to concentrate on my small  
10 business and my family.

9:08AM

11 Q Okay. When you were on the board of directors,  
12 were you a member of what's referred to as the head  
13 shed?

14 A Yes, I was.

15 Q Can you describe that term for us or that group  
16 for us?

9:09AM

17 A Head shed is supposed to be the regional captains  
18 who were over multiple states underneath them. The  
19 national department heads, which are Home On The  
20 Homefront, forum moderator, different -- the mail team,  
21 different aspects and the board of directors. And it's  
22 basically a -- the group of people that comes together  
23 and discusses the policy changes or what's happening  
24 with the Patriot Guard Riders.

9:09AM

25 Q Would you receive e-mails from

9:09AM

1 headshed@Patriotguard.org?

9:09AM

2 A Yes.

3 Q Okay. And do you have a road name?

4 A My name is Bear.

5 Q Okay.

9:09AM

6 A B-E-A-R.

7 Q Are you aware of the forums on the PGR

8 www.Patriotguard.org Web site?

9 A Yes, I am.

10 Q Have you ever posted on those?

9:10AM

11 A Yes, I have.

12 Q What ID do you use?

13 A Bear with an apostrophe@Patriotguard.org. I had

14 another e-mail address, another log on, and it was

15 RRawtry and it magically stopped working and wouldn't

9:10AM

16 allow me to log-in under that for some reason and I had

17 to change to Bear.

18 Q And when did that happen?

19 A Whenever my current log in or the Bear started. I

20 don't know for sure. Probably sometime in late 2006.

9:10AM

21 Q Do you currently have access to the Web site

22 www.Patriotguard.org?

23 A Yes, I do.

24 Q Have you ever been involved in maintenance or

25 administration of that Web site?

9:11AM

9:11AM

1 A Yes, I have.

2 Q Could you explain a little bit for us what you  
3 would do?

4 A Well, Jason Wallin was the head of the Web site.

5 And sometime in late August of 2006, he basically 9:11AM

6 disappeared and we had nobody in administration to keep  
7 the Web site running. And so as I had administration

8 access, I stepped into that role and tried my best. I

9 have absolutely no background in keeping it running

10 and, boy, I struggled hard, but, you know, labor of 9:11AM

11 love, I stepped up and I did it. So my job there was I

12 instituted the team plan for the Patriot Guard Riders

13 wherein we tried to better organize the management

14 structure of the Patriot Guard Riders as well as just

15 keep the Web site running. Contact the server 9:12AM

16 personnel, who actually located the service for the

17 Patriot Guard Riders, and did some minor maintenance to

18 the Web site to keep it running.

19 Q Would you ever make backup copies of forum posts?

20 A I never made backup copies of forum posts. 9:12AM

21 However, the entire Web site was backed up in its

22 entirety nightly at 1:00 p.m. -- I mean, at 1:00 a.m.

23 in the morning. The entire Web site, every forum,

24 everything that happened on it was backed up daily at

25 1:00 a.m. 9:12AM

1 Q Do you know what I mean when I say that a  
2 particular forum was archived?

9:12AM

3 A Yes, I do.

4 Q Could you explain that for us?

5 A Archiving a forum is when one or two things  
6 happen. Either it's extremely old and we needed to  
7 shut it down, keep people from going in on an extremely  
8 old forum. And, you know, basically clean up the Web  
9 site and -- or moderate it to pull it out of operation  
10 because it's becoming inflammatory to one degree or  
11 another. And for the good of Patriot Guard Riders and  
12 the families of our fallen soldiers, it needs to be  
13 pulled up off the Web site.

9:12AM

9:13AM

14 Q To the best of your knowledge, would archived  
15 materials, forum posts, et cetera, still be available  
16 today?

9:13AM

17 A Yes. Periodically they're throughout the -- now,  
18 I don't know how accurate it -- I haven't been involved  
19 in that for over a year, but -- or right at a year  
20 anyway, but periodically there were different things  
21 that happened with the Web site where copies were made  
22 just for historical, to go back and, you know, restart  
23 the Web site or research it or whatever. Nothing ever  
24 happened along those lines, but if we had a major  
25 problem, sometimes historically we saved that

9:14AM

9:14AM

1 particular day. However, once every approximately ten 9:14AM  
2 to 14 days, all of the backups are deleted, like I  
3 said, except for some kind of historical big problem  
4 where we needed to save that particular date. And  
5 they're deleted about every ten to 14 days because the 9:14AM  
6 Web site is so active they don't have the band width to  
7 keep storing entire copies of the database.

8 Q Do you remember when Jeff Brown resigned from the  
9 board of directors?

10 A Yes, I do. 9:15AM

11 Q When was that?

12 A That was approximately somewhere in the  
13 neighborhood of November 8th to 12th, somewhere right  
14 in there, I believe.

15 Q What year was that? 9:15AM

16 A That was 2006.

17 Q Do you know who owned the domain Patriotguard.org  
18 at the time that Jeff resigned from the board?

19 A Jason Wallin actually physically owned it at the  
20 day that Jeff Brown resigned. 9:15AM

21 Q Did Jason Wallin always own that domain name?

22 A Jason Wallin owned it right until shortly after  
23 Jeff. He gave it to the Patriot Guard Riders at that  
24 time.

25 Q Jason gave it to the Patriot Guard Riders? 9:16AM



1 A Yes, he did.

9:16AM

2 Q And when would that have happened?

3 A That was probably, like I said, right around  
4 within -- within three to five days of Jeff's  
5 resignation.

9:16AM

6 Q Do you know who currently has control of the  
7 servers used by Patriot Guard Riders, Incorporated?

8 A The physical location of them is What-Wire in  
9 Colorado. It was. I don't know -- I know that they  
10 were discussing moving them or doing something with  
11 them, so no, I don't know where they physically are.  
12 The last I knew they were physically in the possession  
13 of What-Wire and Bill Richart had the ultimate control  
14 of the physical servers and Web site with some folks  
15 that worked for him and administration of it.

9:16AM

9:17AM

16 Q Were you involved at all in the decision to  
17 incorporate the PGR organization into PGR Riders,  
18 Incorporated?

19 A Yes, I was. The paperwork was turned over -- when  
20 Jeff originally contacted his original attorneys and  
21 got this going, he gave all the paperwork to Jason  
22 Wallin. Come to find out, Jason Wallin did absolutely  
23 nothing with the paperwork and I took the paperwork  
24 from him and physically filled out all of the questions  
25 regarding -- I believe an application had been filed,

9:17AM

9:17AM

1 but it's pretty much worthless without the 9:17AM  
2 questionnaire to support it to get your -- you can't  
3 even complete the application at that point. So I did  
4 the entire questionnaire myself, presented it to the  
5 board, who unanimously adapted it, turned it over to 9:18AM  
6 Bonnie Cutler, who was the sitting secretary who mailed  
7 it back to the attorney to file it and get our  
8 501(c)(3) status. We were physically a nonprofit in  
9 the State of Oklahoma but the 501(c)(3) federal status,  
10 I did the paperwork myself. 9:18AM  
11 Q Is Bonnie Cutler now Bonnie Perry?  
12 A I don't have any clue.  
13 Q Okay. Can I get you to take a look at Exhibit 1  
14 for me?  
15 A Exhibit 1. All righty. 9:18AM  
16 Q All right. Okay. And there is a, looks like,  
17 forum posting from you on 11 December 2006, is that  
18 correct?  
19 A Yes.  
20 Q Do you recall making this posting? 9:18AM  
21 A Yes. I mean, I made hundreds of postings, but it  
22 definitely looks like my writing and something I would  
23 have written. I don't remember this specifically.  
24 Q Look at the second page of that document.  
25 A Okay. 9:19AM

1 Q There's a sentence there, a couple of lines down 9:19AM  
 2 in the first paragraph on that page, and it says, "I  
 3 have piles of e-mails to answer. I was caught up  
 4 finally last week" -- excuse me. "I was caught up  
 5 finally last week and now I'm in the freaking hole 9:19AM  
 6 again. This thread got to work. I have the national  
 7 501(c)(3) questionnaire to finish."

8 Is that part of the incorporation  
 9 paperwork you were just describing?

10 A Yes, it is. 9:19AM

11 Q Can you explain what that questionnaire was?

12 A That questionnaire is the -- is the questionnaire  
 13 from Winters and King, but I believe that it actually  
 14 originates with the IRS and that is the second part of  
 15 the 501(c)(3). That's not physically incorporated in 9:20AM  
 16 the Patriot Guard Riders, that is physically obtaining  
 17 our 501(c)(3) status.

18 Q Does the questionnaire have to be submitted before  
 19 you retained 501(c)(3) status from the IRS?

20 A Yes, it does. You can't proceed without the 9:20AM  
 21 questionnaire.

22 Q Do you remember when that questionnaire was  
 23 completed and submitted to the IRS?

24 A It was finished right around the first of December  
 25 of 2006, at which point the board said it was good and 9:20AM

1 it was turned over to Bonnie -- actually, no, I take  
2 that back. It was physically submitted right around --  
3 by Bonnie somewhere in the neighborhood of January the  
4 16 of 2007.

9:20AM

5 Q Okay. I believe you said that you became a member  
6 of the PGR organization in January of 2006, is that  
7 correct?

9:21AM

8 A That's correct.

9 Q Do you recall if at that time you were able to  
10 purchase items with the PGR logo on them from the Web  
11 site ww.Patriotguard.org?

9:21AM

12 A Yes.

13 Q Are you aware that that store, that existed in  
14 January of 2006, was owned by Jeff Brown?

15 A No.

9:21AM

16 Q Did you become aware of that at any time  
17 afterwards?

18 A Yes. I became aware of that somewhere in the  
19 neighborhood of June of 2006. Initially, I was just a  
20 guy logging onto the Web site, thought it was cool,  
21 supported it, and bought a bunch of stuff. I had no  
22 history of the Patriot Guard Riders or anything else.

9:21AM

23 Q How did you come to find out that Jeff Brown owned  
24 the store in June of 2006?

25 A Jeff had set on a board of directors con call that

9:22AM

1 due to the amount of time he was investing in the 9:22AM  
 2 Patriot Guard Riders and running the store, that he  
 3 quit his job to do the Patriot Guard Riders full time.  
 4 Didn't physically state that he owned the store at that  
 5 time, but I -- I don't know, I think I'm a fairly 9:22AM  
 6 bright person. And so I asked Jason Wallin, who told  
 7 me that Jeff owned the store, at which point I asked  
 8 Jeff.

9 Q Do you recall when you asked Jason Wallin who  
 10 owned the store? 9:23AM

11 A I asked Jason Wallin who owned the store shortly  
 12 after that. Probably mid June of 2006. I mean, within  
 13 a week of it.

14 Q Do you recall ever seeing a post on any forum on  
 15 the Web site www.Patriotguard.org that stated that Jeff 9:23AM  
 16 Brown owned the store?

17 A The only that I can recollect -- the only post or  
 18 the first post that I saw of that nature was, I  
 19 believe, in October of 2006 on the, you know, threads  
 20 in the open forums. 9:23AM

21 Q When you say "open forums," do you mean anyone can  
 22 access those?

23 A On any forums whatsoever.

24 Q Okay. Did you ever have any conversation with  
 25 anyone else about Jeff Brown's ownership of the store? 9:24AM

9:24AM

1 A Jason Wallin, of course, Snap or Bill Lines, who  
2 was our secretary and stepped into the president role  
3 of the Patriot Guard Riders.

4 Q When did you talk with Snap about it?

9:24AM

5 A I talked with Snap about it when the heated  
6 question came up about does Jeff own the store or not  
7 in the threads by a people. And Snap was perfectly  
8 aware of it as well.

9:25AM

9 Q Do you know whether Ed Mueller was aware that Jeff  
10 Brown owned the store?

11 A Do I know whether who was aware?

12 Q Ed Mueller.

9:25AM

13 A I do not have a clue whether Ed Mueller knew or  
14 not. The only time that -- or when I first became  
15 aware of Ed Mueller taking a stance one way or the  
16 other was within a few days of Jeff Brown's  
17 resignation.

18 Q Were any other board of director members aware  
19 that Jeff Brown owned the store?

9:25AM

20 A Not that I'm aware of. Myself, Jason and Snap  
21 were the only three.

22 Q Are you familiar with the -- I'm just going to  
23 call it the PGR logo. Are you familiar with the PGR  
24 logo?

9:25AM

25 A Very aware of it.

1 Q Can you describe it for me?

9:25AM

2 A The PGR logo is a folded flag in the triangle  
3 background with "Patriot Guard Riders" below it and  
4 depending on your version, "Riding with Respect" or  
5 "Standing With Those Who Stood For Us."

9:26AM

6 Q Which version existed first?

7 A "Riding with Respect."

8 Q When did the "Standing With Those Who Stood For  
9 Us" version become available?

10 A It started with the wrangling of issues regarding  
11 the trademark in -- I think the first products with it  
12 came out first to mid week -- just before Christmas of  
13 2006.

9:26AM

14 Q Do you know who created the PGR logo that included  
15 the phrase "Riding with Respect"?

9:27AM

16 A Jeff Brown did.

17 Q Who else knew that?

18 A Jason Wallin knew that. I would figure the  
19 original secretary, Kurt Mayor, probably knew that.

20 Everybody on the board of directors knew that Jeff  
21 Brown physically created that logo.

9:27AM

22 Q Did you ever personally have conversations with  
23 Jason Wallin about whether or not Jeff Brown created  
24 the logo?

25 A Yes.

9:27AM

1 Q When did those conversations occur?

9:27AM

2 A In June of 2006.

3 Q Were those over the phone?

4 A Yes.

5 Q Do you recall any of the conversation?

9:28AM

6 A Well, yes. At that time, Jason Wallin gave me the  
7 story of the advertising on the Web site, which it was  
8 agreed that Jeff Brown would run the Patriot Guard  
9 Riders store and create income from that. That was the  
10 agreed-to between Jason and Jeff. And that Jason  
11 would, from the Google ads, create income from the  
12 Google ads, both of them, for funding the time and  
13 effort they put into getting the organization running.

9:28AM

14 Q Are you aware that Jeff Brown is claiming  
15 ownership of the PGR mark with the slogan "Riding with  
16 Respect"?

9:28AM

17 A Yes, I am.

18 Q And do you agree with his claims of ownership?

19 A I believe that the Patriot Guard Riders logo needs  
20 to be properly with the Patriot Guard Riders,  
21 Incorporated. I think the organization needs to own  
22 its own logo.

9:29AM

23 Q Let's talk about the slogan -- the mark with the  
24 slogan "Standing With Those Who Stood For Us." I think  
25 you said it was created -- well, when was it created?

9:29AM



1 A It was probably created or the idea was  
2 conceptualized probably in late November of 2006 with  
3 store opening in, like I said, early December of 2006.

9:29AM

4 Q What store opened in early December 2006?

5 A The Patriot Guard Riders authorized a company to  
6 begin selling merchandise. We put the logo -- I mean,  
7 we put that particular merchandise physically  
8 incorporated into our own Web site and contracted for  
9 sale of the products.

9:29AM

10 Q Is that the first store that sold merchandise with  
11 a PGR logo that was opened by the PGR as opposed to  
12 Jeff Brown?

9:30AM

13 A Yes, it was.

14 Q And is the company that you're referring to CDM?

15 A Yes, it is.

9:30AM

16 Q Were you on the board when the PGR, Incorporated,  
17 decided to use CDM?

18 A Yes, I was.

19 Q Were there con calls about that?

20 A Yes, there was.

9:30AM

21 Q Can you describe those for me?

22 A Well, when any inference whatsoever to Jeff Brown  
23 was removed from the Web site, up to and including our  
24 history at the very beginning was removed from the Web  
25 site, it was determined that people were screaming

9:31AM

1 about what am I going to do for my merchandise now. So 9:31AM  
2 Ed Mueller was put in charge of a committee to locate  
3 products and -- and acquire bids and estimates for that  
4 service. And he had a friend in the business who owned  
5 CDM, who said that they would take it on and create the 9:31AM  
6 merchandise with no money up-front. There was no money  
7 at the time. There was no money up-front and he would  
8 own the entire inventory and the Patriot Guard Riders  
9 would, in turn, take the profits from whatever he sold  
10 it to us for. 9:31AM

11 Q So did Ed Mueller solicit any other bids or  
12 estimates?

13 A If I recall, the committee talked to a couple of  
14 people and -- or, there was a report from Ed was that  
15 the committee had looked at it and this looked to be 9:32AM  
16 the most profitable deal.

17 Q Who owned the inventory, Ed Mueller or CDM?

18 A CDM owned the inventory.

19 Q Why were the references to Jeff Brown removed from  
20 the Web site? 9:32AM

21 A Basically because Bonnie and Ed were entirely  
22 scorned and irrational by the actions of what they felt  
23 Jeff had done and arbitrarily were -- were removing any  
24 linkage of Jeff Brown that they possibly could.

25 Q Was there a board of director's vote or decision 9:33AM

1 to remove those references?

9:33AM

2 A I believe -- well, yes and no. There were some  
3 matching times where Ed proceeded and made a call and  
4 then came back to the board. And there were some  
5 references at times where the board would vote, like,  
6 whether his store was going to remain to be allowed  
7 operational.

9:33AM

8 Q Describe those for me.

9 A Well, the gist of it was that Bonnie had  
10 basically -- prior to that, I think the history is  
11 extremely important -- had rather harshly removed and  
12 fired various members for any -- any interference to  
13 Jeff whatsoever. When Jeff was removed, she gave us a  
14 standing offer that he would close the store and turn  
15 everything over to the Patriot Guard Riders. Wanted 30  
16 days to clear his inventory or approximately 30 days.  
17 Wanted a rational period of time to clear his inventory  
18 and ask that he be listed as the founder emeritus of  
19 the Patriot Guard Riders, neither of which I personally  
20 thought was an extremely flamboyant thing to do at the  
21 time. I thought it was extremely prudent. And Snap  
22 was with me. Me and Bill Lines were the only ones who  
23 had contact with Jeff Brown at this particular point.  
24 Basically, Bonnie and Ed were pretty emotional in the  
25 deal and decided that was entirely unacceptable. And I

9:34AM

9:34AM

9:34AM

9:35AM

1 believe Ed pulled his store off the Web site initially 9:35AM  
 2 and then talked to the board about it a little bit  
 3 later. The board agreed -- not in its entirety, but  
 4 the board agreed that they were going to do that and me  
 5 and Snap went back to Jeff several times to try to 9:35AM  
 6 negotiate something else out.

7 Q What else were you trying to negotiate?

8 A Why were trying to negotiate letting Jeff resign  
 9 with dignity and turn the Patriot Guard Riders store  
 10 and merchandise and belongings back over to the Patriot 9:36AM  
 11 Guard Riders, I believe the trademark and all.

12 Q Ronny, let me get you to look at Exhibit 2. It's  
 13 a forum post. The first date on the first page is 7  
 14 December 2006. There's numbers at the bottom. On the  
 15 first page there's a PGR 001326. Do you see that? 9:36AM

16 A Yes, I do.

17 Q If you'll keep going a few pages in. I think on  
 18 Page 7 there's PGR 001132. Can you find that page for  
 19 me?

20 A PGR 0 -- Page 6, okay. Page 7 and -- yeah, I have 9:36AM  
 21 it here.

22 Q Do you see at the bottom it says "rrawtry" and  
 23 there's a post presumably from you dated 7  
 24 December 2006, and it continues over to the next page.

25 Can you take a second and read that for me? You can 9:37AM

1 read it to yourself.

9:37AM

2 A Okay. I'm looking at -- looks like my post begins  
3 on Page 8 physically where it says -- it starts with  
4 "folks"?

5 Q Right. Take a second and read that and let me  
6 know when you've gotten through it.

9:37AM

7 A Yes, okay.

8 Q The new slogan that you referred to in sentence  
9 one, is that the "Standing With Those Who Stood For  
10 Us"?

9:38AM

11 A Yes.

12 Q Was that slogan created or adopted by the board?  
13 I don't want to put words in your mouth, but give us a  
14 sense, based on this posting, why that slogan was  
15 adopted by the board?

9:38AM

16 A It was specifically adopted by the board because  
17 the trademark was -- had become an issue and there were  
18 essentially enough -- a very small group, but enough  
19 loudmouths creating havoc on the forums that  
20 essentially the board caved in to any negotiations  
21 which -- it caved in like cardboard, but to pursue any  
22 further negotiations with Jeff, that essentially  
23 another slogan was created so that products could be  
24 marketed and that the anti-Jeff Brown group, as I call  
25 them, wanted to purchase products. So the slogan was

9:39AM

9:39AM

1 created so that we could mark it separate -- separate 9:39AM  
2 products indifferent of Jeff's store. That's basically  
3 it.

4 Q Was this post made by you before you and Snap were  
5 negotiating with Jeff or after? 9:39AM

6 A Let me see what the date on it is physically on  
7 the post. 7 of December 2006. We were still in the  
8 process of negotiation with Jeff. As far as -- at that  
9 particular time, as far as myself and Snap were  
10 concerned, I thought we were still trying to negotiate 9:40AM  
11 something out with Jeff at that time. That was right  
12 in the middle of it, actually.

13 Q Why did the board of directors change its mind and  
14 decide to contest the trademark?

15 MR. MARR: Objection, leading. 9:40AM

16 Q At some point did the board of directors change  
17 its mind and decide to contest the trademark?

18 A Actually, for a few members of the board of  
19 directors, specifically Bonnie and Ed, there was no  
20 negotiations going to take place in the first place, 9:41AM  
21 but myself and Snap believed in good faith, that we  
22 were working with Jeff in good faith to find an  
23 amicable solution to get out of that mess. It was an  
24 extremely inflammatory negative chapter in the Patriot  
25 Guard Riders' history for one reason or another. And 9:41AM

1 Jason always pretty much went with Bonnie and Ed and it 9:41AM  
 2 was only discovered later exactly why.

3 Q Exactly why was that?

4 A Well, my theory, and, of course, it's my theory,  
 5 and I think I could probably support it with fact, but 9:42AM  
 6 when Jason pulled his disappearing act, he had the  
 7 checkbooks and he had negotiated several bad deals with  
 8 the treasurer at -- I mean, with various organizations,  
 9 being the Healing Fields, T-shirt for a fire department  
 10 or flags from a fire department in Colorado and a 9:42AM  
 11 couple other things, all of which Jeff had to fund out  
 12 of his own pocket or the Patriot Guard Riders store.  
 13 Jeff had -- I mean, Jeff had no access to the Patriot  
 14 Guard Riders official checkbook at this time and  
 15 started asking Jason anytime we could get him on a con 9:42AM  
 16 call or even when he wasn't on the con call, if  
 17 somebody could get ahold of him, actually as far as  
 18 sending somebody to his home or attempting to send  
 19 somebody to his home to recover the Patriot Guard  
 20 Riders checkbooks, at which point, I'm fairly confident 9:43AM  
 21 that Jeff believed that Jason had misappropriated  
 22 Patriot Guard Riders' funds. And there was never any  
 23 proof that Jason had done so until, I believe, July or  
 24 August of 2007 I came across the e-mail address to the  
 25 PayPal accounts where all the donations and proceeds 9:43AM

1 from selling of the Sturgis shirts or any private stuff 9:43AM  
2 that we were using to clean out inventory, et cetera,  
3 were sold on the Patriot Guard Riders Web site. And it  
4 was determined at that time that -- by then I was the  
5 treasurer and it was determined then that the numbers 9:44AM  
6 that were taken in through donate or sale any kind of  
7 PayPal funds, specifically to the Patriot Guard Riders,  
8 did not match whatsoever what was donated. So  
9 essentially, initially, it looked like -- because Jeff  
10 had already been remove at the president, it looked 9:44AM  
11 like Jeff and Jason were having some kind of personal  
12 argument, but it turned out that Jeff was 100 percent  
13 on the money that, yes, indeed, Jason had stolen funds  
14 from Patriot Guard Riders. And it looked like the  
15 whole hurry up board meeting where Jeff's removal, 9:44AM  
16 which was initiated while Jeff as out of town, was  
17 probably to cover Jason who Jeff was uncovering Jason's  
18 theft.

19 Q You said that it turned out that Jeff Brown was  
20 100 percent right. 9:45AM

21 A Yes.

22 Q How did you find that out?

23 A Well, through the PayPal account. I actually  
24 found this PayPal account. I created the new PayPal  
25 accounts for the Patriot Guard Riders for various 9:45AM



1 functions and initially Ed had set up a new PayPal 9:45AM  
2 account for the store specifically. And we decided  
3 that different programs that we did needed to have  
4 separate PayPal accounts so that, for accounting use,  
5 we didn't have to pick apart, you know, thousands of 9:45AM  
6 PayPal transactions a month to determine whether they  
7 were donations or whether they were purchases from the  
8 Patriot Guard home store or et cetera. And while I was  
9 looking to create an e-mail address to dump that into,  
10 the computer told me that there already existed such an 9:46AM  
11 e-mail address, Donation@PatriotGuard.org. So I opened  
12 that e-mail address and lo and behold, there were  
13 PayPal transactions that were under Jason's control  
14 dating all the way back to late February. It opened  
15 earlier than that, but the first transactions that were 9:46AM  
16 in there, for some reason, started in late February.  
17 And the reason that that was suggested was because we  
18 had looked at whether Jason had misappropriated some  
19 funds. And I had started an investigation into that in  
20 January with our accountant. And our accountant did 9:46AM  
21 not have enough to proceed and Jason Wallin would not  
22 supply his PayPal records. He would keep sending some  
23 kind of Excel spreadsheet or something that was kind of  
24 sort of some information, but he would not supply the  
25 exact PayPal documents. I called our accountant one 9:47AM

1 day to find out how that was proceeding and he informed 9:47AM  
 2 me that Snap had told him to just close the  
 3 investigation and don't go further with it because if  
 4 you couldn't get the information, then let's just go  
 5 on. At which point, I was fairly irate because I was 9:47AM  
 6 the treasurer and that was supposed to be my  
 7 responsibility to start or stop that, but -- so I  
 8 always kept that in the back of my mind. So when I  
 9 found that account, that's when I started adding up  
 10 numbers and figured out that something was rotting in 9:47AM  
 11 Denmark, that Jeff was right, that Jason had stolen  
 12 Patriot Guard funds.

13 Q Who was the accountant that you talked to?

14 A I haven't done this in a year and I used to deal  
 15 with this guy every day. John -- whatever the -- I 9:48AM  
 16 don't know who the current Patriot Guard Riders  
 17 accountant is. I don't believe it's changed, but  
 18 whoever the official for hire accountant was.

19 Q Was it John Tatum?

20 A It was John Tatum, yes. I do apologize. I dealt 9:48AM  
 21 with John every day multiple times a day for a year and  
 22 I can't remember his name.

23 Q That's all right. What can you tell me about, I  
 24 think you called it, the hurry up board meeting?

25 A Jeff Brown was actually in Alabama visiting Snap. 9:48AM

1 I believe Jason -- I believe Jeff and Snap had become 9:48AM  
 2 fast friends and had a lot of respect for each other,  
 3 so Jeff was actually in Alabama doing some Patriot  
 4 Guard Riding. You know, I always thought it was  
 5 important that national leaders showed up at different 9:49AM  
 6 events all over the country just to show that we were  
 7 real people that rode bikes just like them. So he's  
 8 down in Alabama. And as a matter of fact, Friday  
 9 night, that Friday he was supposed to have been at --  
 10 Friday, I think he went down on Friday and then 9:49AM  
 11 Saturday he was with Snap doing some kind of Patriot  
 12 Guard stuff. And the board all got together there to  
 13 discuss -- Jason called a meeting to discuss the  
 14 allegations of Jeff owning the store and what to do  
 15 about it and all. I probably called Snap but he was 9:49AM  
 16 not available by phone. But it was basically  
 17 instituted without any knowledge from Jeff or Snap that  
 18 an emergency board con call was being held.

19 Q Was Snap on the call?  
 20 A No, he was not. 9:50AM  
 21 Q Was Jeff on the call?  
 22 A No, he was not.  
 23 Q Who was on the call?  
 24 A Myself, Ed, Bonnie and Jason.  
 25 Q Who called the call? 9:50AM

1 A Jason.

9:50AM

2 Q Did he know that Jeff Brown was out of town?

3 A Yes, he did.

4 Q How did he know that?

5 A Well, we all knew that -- Jeff had informed  
6 everybody that he was going to be out of town for a few  
7 days.

9:50AM

8 Q Did anyone ever suggest during the course of that  
9 calling that, hey, maybe we should try to get Jeff  
10 Brown on the line and see what he has to say about  
11 this?

9:50AM

12 A I did.

13 Q And what response did you get to that?

14 A Maybe we just need to get Snap involved in it.

15 And -- but essentially that the other members on the  
16 phone call felt this was important enough that it  
17 needed to be proceeded with immediately. I was  
18 extremely uncomfortable.

9:51AM

19 Q Did they give you any indication why they felt the  
20 need to rush through it?

9:51AM

21 MR. MARR: Objection.

22 A No. There was such a hot bed of activity  
23 happening on the Web site. There was a very few people  
24 but extremely vocal and extremely un-unifying, if  
25 that's a word, but extremely dividing that were going

9:51AM

1 bonkers on the Web site about Jeff owning the store and 9:51AM  
2 how they felt about it. And we were all -- at the time  
3 I was probably getting three to 500 e-mails a day in my  
4 e-mail box. The Web site is exploding. You'll see a  
5 large number of posts from me at that particular time 9:52AM  
6 just trying to get in there and see the membership and  
7 do what I thought was the right thing as board of  
8 directors. And that -- but there was enough people and  
9 essentially with the knowledge of Jeff having -- having  
10 claimed ownership to the store, Ed and Bonnie were 9:52AM  
11 pretty irrational through that whole time.

12 Q Why do you -- what do you think the reason for  
13 that was? Why were Ed and Bonnie so concerned about  
14 ownership of the store?

15 A Well, I talked to Ed about this later. Never 9:52AM  
16 talked to Bonnie. Me and Bonnie didn't much get along.  
17 We had some rather vocal and public arguments. But in  
18 regards to Ed, Ed told me specifically that the reason  
19 that he felt so strongly and had some repulsion to Jeff  
20 Brown was because he had gone out and defended Jeff 9:53AM  
21 Brown and fired members and he essentially told me that  
22 he suffered from essentially what was comparable to  
23 scorned woman syndrome and he wouldn't forgive Jeff as  
24 long as he lived. And I think that emotion always  
25 overrode prudence on behalf of Ed Mueller. 9:53AM

1 Q When did you become treasurer of Patriot Guard 9:53AM  
2 Riders?

3 A I believe I became treasurer at the very end of  
4 November or the beginning of December of 2006. When  
5 there were questions initially of impropriety against 9:54AM  
6 Jason, there was no substantial proof, but the board  
7 said, hey, let's just go ahead and rearrange positions.  
8 And Jason was like, I don't want to handle the money,  
9 I'm just fine with that. So I stepped into that  
10 position. 9:54AM

11 Q Why do you think there was a bigger issue  
12 regarding Jeff Brown's ownership of the store than  
13 there was regarding Jason Wallin's PayPal money  
14 disappearance?

15 A There never was, as far as I was concerned. I 9:54AM  
16 believe that probably the bigger reason behind it was  
17 probably at the time, as I've said, there was a  
18 several -- small group of vocal minorities that were  
19 really tearing up the Web site and making our lives  
20 miserable. And the impetus to act or to do something 9:55AM  
21 was there in one form or another. I had presented some  
22 solutions. I know Snap had, too, to Jeff Brown prior  
23 to him going out of town, but as I said, I was always  
24 uncomfortable that we had an emergency meeting and we  
25 couldn't get ahold of Snap or Jeff. 9:55AM

1 Q Were there --

9:55AM

2 A I was somewhat confused. Let me be perfectly  
3 frank here. I did not try to call Jeff. I was  
4 somewhat confused and there was a whirlwind of  
5 something I didn't understand happening, so I  
6 personally called Snap. Nobody on the board knew that  
7 I did so, but I personally called Snap and that's, like  
8 I said, I got no answer.

9:56AM

9 Q While you were on the board, were there ever any  
10 other similar type of emergency meetings?

9:56AM

11 A Well, yeah, there was. There was several  
12 emergency meetings to determine -- called by Bonnie  
13 Cutler to determine whether I was going to stay on the  
14 board of directors. As I said, me and Bonnie had a  
15 longstanding disagreement and so she called several  
16 meetings to determine if I was going to stay on the  
17 board of directors. And I was never voted to be  
18 removed. When the information about Jason Wallin --  
19 when I finally found the documentation to proceed,  
20 actually Jason called an emergency board meeting and  
21 resigned, admitted that he had misappropriated funds  
22 and resigned. And those are the main ones that I can  
23 attest to.

9:56AM

24 Q Did all board of director members participate in  
25 those emergency meetings?

9:57AM

9:57AM

1 A For the most part, yes. There might have been a 9:57AM  
2 member absent here or there, but pretty much when we  
3 called the board meeting, all board of director's  
4 members were pretty much present on every -- on every  
5 call of that nature. 9:57AM

6 Q While you were treasurer of PGR, Inc., what duties  
7 did you have with respect to stores that sold PGR  
8 merchandise?

9 A The only -- the only responsibility I had was to  
10 ensure that the accountant was updated when funds were 9:58AM  
11 transferred so that he could document it in our ledger.  
12 I never physically -- that was the first thing I  
13 instituted was I never physically handled money, but it  
14 was my responsibility to update the accountant when a  
15 transfer of funds had taken place. It was pretty much 9:58AM  
16 entirely oversaw by Ed Mueller.

17 Q In November or December of 2006, what  
18 circumstances would require a transfer of funds like  
19 you just described?

20 A In November or December of 2006, what would 9:58AM  
21 require a transfer of funds? Let me go back. Well, we  
22 immediately opened a new bank account and withdrew all  
23 funds. We stayed in the same bank, the Bank of  
24 Oklahoma, and we withdrew all funds from the existing  
25 account and transferred them over to a new account so 9:59AM



1 that we closed the old account. The old PayPal account 9:59AM  
2 that Jason had run was closed. And, basically, the  
3 removal of Jason from any fiscal responsibility.

4 Q Did you ever keep books that would show purchases  
5 from PGR merchandise sold on the Web site 9:59AM  
6 www.Patriotguard.org?

7 A No, I did not.

8 Q What about from merchandise sold on the Web site  
9 www.Patriotguardstore.org?

10 A No, I did not. 10:00AM

11 Q Who kept those books?

12 A Well, the books were kept by the -- who oversaw  
13 the books, I believe. And one of the -- if I'm not  
14 mistaken, you just named the PGR store and Jeff Brown's  
15 store? 10:00AM

16 Q Well, let's talk about that. Do you remember a  
17 store located on the Web site www.patriotguard.org?

18 A Not specifically. I'm bad with e-mail addresses  
19 and phone numbers and that kind of stuff. I mean, I  
20 would -- I remember everything that happened but 10:00AM  
21 specifically by name, et cetera, I'm -- I mean, by  
22 event, yes, I do. I understand that there were --  
23 physically there were physically three occasions in  
24 which the Patriot Guard Riders sold merchandise and one  
25 of them was the Jeff Brown store, one of them was the 10:01AM

1 official PGR store, and one of them was the Patriot 10:01AM  
2 Guard Riders Web site itself to sell the overabundance  
3 of product that Jason Brown had ordered. And that was  
4 money that was supposed to go back. The Jason Wallin  
5 stuff was the stuff that when I became treasurer, this 10:01AM  
6 was my first red flag about Jason and misappropriation.  
7 The stuff that -- the overstock stuff that we  
8 physically worked through the Patriot Guard Riders  
9 organization itself to sell, the Sturgis Healing Fields  
10 shirt, the money came in to the Web site. There was a 10:01AM  
11 run in July where we are selling that kind of stuff,  
12 the additional Gathering of the Guard shirts from that  
13 year. And there's a run coming into the Patriot Guard  
14 Riders' PayPal account, but -- and I had no access to  
15 the PayPal account. I found this out because my first 10:02AM  
16 thing I did as treasurer was I ordered all of the back  
17 banking documents from the previous Patriot Guard Rider  
18 bank account, the official bank account. And so we  
19 sold some merchandise for that overstock, Jeff's store,  
20 and then the official Patriot Guard store that came on 10:02AM  
21 line in early December of 2006.

22 Q You said that there were -- the third example that  
23 you gave us were times when PGR would sell things  
24 directly on its Web site, like Sturgis shirts and you  
25 said that was in July. Can you tell me what year that 10:02AM

1 was?

10:02AM

2 A July of 2006.

3 Q So you -- so the PGR sold Sturgis shirts that way?

4 A Yes, Sturgis shirts and the overstock shirts, I

5 believe, from the Gathering of the Guard. We sold a 10:03AM

6 couple of -- the Sturgis Healing Field shirt and --

7 there were two items and I believe it was the overstock

8 of the Gathering of the Guard shirts.

9 Q And only those two items?

10 A I believe I'm correct on that, yes.

10:03AM

11 Q Who paid --

12 A There could have been another item. I don't

13 remember, but those were the two main ones.

14 Q Who paid to have the Sturgis shirts produced?

15 A Well, ultimately Jeff Brown did. The money that 10:03AM

16 was collected on the Web site never made it back to

17 Jeff Brown. That was the -- some of the disputed

18 funds. And I believe the reason that Jeff had launched

19 an accounting review of -- or had hired an accountant.

20 When everything got really bad is when Jeff hired the 10:04AM

21 accountant to oversee what had been happening with the

22 Patriot Guard books is when Jason came back out of

23 retirement and essentially worked to have Jeff removed.

24 Q You referred to an official PGR store. When did

25 that store open?

10:04AM

1 A December of 2006, I believe.

10:04AM

2 Q And was that the store that would sell merchandise  
3 with the PGR logo and the "standing With Those Who  
4 Stood For Us" slogan?

5 A Yeah, that was the CDM merchandise.

10:04AM

6 Q Are you aware of a Twister's store?

7 A Yes, I am.

8 Q And what was that?

9 A Twister's store was Twister's store. I mean, that  
10 was Jeff Brown's store that he owned.

10:05AM

11 Q I want to ask you some questions about stores  
12 regardless of what Web site they were on, whether they  
13 were on [www.Patriotguard.org](http://www.Patriotguard.org) or

14 [www.Patriotguardstore.org](http://www.Patriotguardstore.org), but I only want you to

15 answer based on things before December of 2006. Okay? 10:05AM

16 A Okay.

17 Q While you were treasurer, during that time period,  
18 did you ever personally transfer funds to pay for costs  
19 associated with the production of any PGR merchandise?

20 A Well, as I said, I didn't become treasurer until 10:06AM  
21 that time. I didn't physically do anything prior to  
22 that point.

23 Q You reviewed accounts when you became treasurer?

24 A Yes, I did.

25 Q Did you see any evidence that PGR had been paying 10:06AM

1 for production costs associated with PGR merchandise? 10:06AM

2 A Essentially what I saw was in some of those  
3 Healing Fields, that type stuff. The PGR wrote checks  
4 for essentially the deposits to get the programs going.

5 The PGR received PayPal payments to purchase the 10:06AM

6 merchandise that was actually sold on the store, and  
7 essentially nothing was paid to the vendors for the  
8 additional money they were owed through the Patriot  
9 Guard Riders. That was the money that Jeff settled up  
10 independently. 10:07AM

11 Q Now, I want to ask you some questions about PGR  
12 merchandise with the Standing With Those Two Stood For  
13 Us Slogan. Have you ever seen that slogan on any type  
14 of ornamental pin or a coin?

15 A Standing for Those Who Stood For Us, that 10:07AM

16 particular slogan? I don't remember and I'll be  
17 100 percent honest with you, I had purchased more than  
18 enough product through Jeff Brown that I still have the  
19 hats, unworn hats, and Patriot Guard Riders large  
20 decals to put on your vehicle. I still have a quantity 10:08AM

21 of those to this very day that say Riding With Respect,  
22 so I never paid much to the new store -- much attention  
23 to the new store because, frankly, I was always Riding  
24 with Respect. I hired on under that moniker and I  
25 always felt it made a lot more sense. I never liked 10:08AM

1 Standing For Those Who Stood For Us.

10:08AM

2 Q Do you own anything that says Standing With Those  
3 Who Stood For Us?

4 A Yeah. We were given hats at the Gathering of the  
5 Guard and I believe I have some challenge coins. I was 10:08AM  
6 given some challenge coins because the Patriot Guard  
7 Riders sent me on a few different outings to Walter  
8 Reed Army Medical Center to Naval Medical Center, San  
9 Diego, and I always took challenge coins to hand out to  
10 our disabled troops. 10:09AM

11 Q Best you can recall, when did you receive a hat  
12 that said "Standing With Those Who Stood For Us"?

13 A At the 2007 Gathering of the Guard. Ed Mueller  
14 brought them.

15 Q And when did you get a challenge coin that said 10:09AM  
16 "Standing With Those Who Stood For Us"?

17 A I think the hat said that, but I don't know that  
18 the challenge coins said that. But I received my  
19 challenge coins. Initially the first one was when I  
20 went to Naval Medical Center, San Diego. And, man, I 10:09AM  
21 could be wildly wrong with this, but it's documented in  
22 our books somewhere. I believe I went to that in May  
23 of 2007.

24 Q Did Jeff Brown make donations to PGR, either the  
25 organization or the incorporated entity, prior to his 10:10AM

1 resignation from the board?

10:10AM

2 A Yes, he supported a HOTH project and, as I said,  
3 he paid for several large outstanding debts that we had  
4 incurred. I would basically figure that's a  
5 contribution.

10:10AM

6 Q Would he -- how would that work? Would he pay  
7 those funds -- would he write out a check to PGR?

8 A In the case of a soldier that we helped, I  
9 believe, in Georgia, I believe he wrote the -- there  
10 wasn't a checkbook to write it from anywhere else,

10:10AM

11 Jason still had the checkbook, so I believe that he  
12 wrote the check directly from himself. I could be  
13 mistaken, but I believe he wrote the check directly to  
14 the soldier himself. When I was sent to Army -- Walter

15 Reed Army Medical Center, he wrote me a reimbursement  
16 check for my airfare directly to me. When he paid the  
17 Healing Fields people, I believe he wrote the check  
18 directly from himself to the Healing Fields. I don't

10:11AM

19 know if it specifically came through the Patriot -- no,  
20 it did not necessarily come directly through the

10:11AM

21 Patriot Guard Rider itself, but at that point in time  
22 you could not separate Jeff Brown from the Patriot  
23 Guard Riders, they were one and the same.

24 Q Do you know about how much money Jeff Brown gave  
25 to PGR or to related projects, including HOTH, your

10:12AM

1 travel, or anything like that, before he resigned from 10:12AM  
2 the board?

3 A There's actually a -- a series of e-mails.  
4 They're in these documents here that you had sent me.  
5 I believe it was in the neighborhood of \$70,000. 10:12AM

6 Q Let me ask you this, Ronny. Do you consider the  
7 mission of the PGR to be different from the HOTH  
8 mission?

9 A No, I do not. At that time, Jeff Brown, Jason  
10 Wallin, everybody on the board of directors -- heck, 10:12AM  
11 even most people on the second board of directors main  
12 board of directors, that was Snap, Bonnie, Jason,  
13 myself and Ed and, heck, even from, I believe, current  
14 members of the board of directors, that basically the  
15 HOTH program is probably the future of the Patriot 10:13AM  
16 Guard Riders, when the current conflict ends, that the  
17 HOTH program is probably going to be the program that  
18 sustains us for future operations. My heart and soul  
19 in the Patriot Guard Riders was to always ensure that,  
20 just like always, when we go through the next ten to 20 10:13AM  
21 years of peace, that the Patriot Guard Riders is  
22 sustained and ready to jump back on motorcycles and  
23 start riding when the next round of warfare starts and  
24 our soldiers need to us ride them for them again.

25 Q Take a look at Exhibit 3 for me. On that first 10:13AM



1 page there's a post that looks like it's from you dated 10:13AM  
2 18 September 2007. If you would please take a little  
3 while and read through that and let me know when you're  
4 ready to talk about it.

5 A Okay. Hold on. I'm trying to locate it. What 10:14AM  
6 page is that?

7 Q Exhibit 3 is just a three-page exhibit. It's  
8 probably 16 or 17 pages into the document that I  
9 e-mailed you.

10 A Okay. 10:14AM

11 Q And it will have a sticker on the bottom that says  
12 Exhibit 3.

13 A Okay. I found Exhibit 3. Okay. Where am I  
14 looking?

15 Q Just go ahead and read through your post and get 10:14AM  
16 familiar with it. It starts on the very first page and  
17 it goes all three pages.

18 A Yes.

19 Q And let me know when you're ready.

20 A I remember this post explicitly. I'm ready to go. 10:15AM

21 Q Okay. So information that you put into that post,  
22 is that all true information about donations made by  
23 Jeff Brown?

24 A That post is the most true statement regarding any  
25 of the fiasco surrounding Jeff Brown that ever 10:15AM

1 transpired.

10:15AM

2 Q Are you aware that there were posts made to the

3 forums on www.Patriotguard.org where certain

4 individuals would make statements about whether or not

5 Jeff Brown donated money at all to PGR or to HOTH?

10:15AM

6 A There was so much in-fighting and trash out there,

7 I don't specifically remember them questioning whether

8 he had donated any money to the Patriot Guard Riders or

9 HOTH. They doubted Jeff Brown ever did anything for

10 the Patriot Guard Riders.

10:16AM

11 Q In September 2007 when you made this post, were

12 other people on the board of directors aware that Jeff

13 had made these donations?

14 A Yes.

15 Q Who knew that Jeff had made these donations?

10:16AM

16 A Everybody. As I said, there in that meeting in

17 approximately April of 2007, late April, I believe, I

18 was accused in the threads of going to Jeff Brown every

19 time the board of directors refused a HOTH project,

20 then I would in turn go to Jeff Brown to do it. And it 10:17AM

21 was a wildly untrue statement because the last time

22 that Jeff had funded a project, which was back in

23 February of '07, I was given orders by the board of

24 directors at large to not approach Jeff Brown at any

25 other times. So everything that Jeff had ever done to 10:17AM

1 that point, up through February, was common knowledge 10:17AM  
2 of the board of directors.

3 Q Why did they ask you not to approach Jeff Brown  
4 for any more donations?

5 A I can give you a quote, whether it's appropriate 10:17AM  
6 or not, but essentially Ed Mueller summed it up in  
7 that, "If that son of a bitch doesn't want to donate it  
8 directly to the PGR for us to decide what to do with  
9 it, then fuck him."

10 Q Go to Exhibit 4. And it's an e-mail that Jeff 10:18AM  
11 Brown sent to Snap, Bonnie Cutler, Jason Wallin,  
12 wescoot2, and you. And he cc'd head shed. And the  
13 date of the e-mail is December 6, 2006, and it's a  
14 two-page e-mail. Do you see that?

15 A Yes, let me -- okay. I've got it here. Okay. 10:18AM

16 Q Take a minute to look at it and let me know when  
17 you're ready to answer some questions about it.

18 A Okay. I'm familiar with it. I remember this  
19 letter explicitly. It broke my heart.

20 Q Go to the third paragraph. And the first sentence 10:19AM  
21 says -- and this is Jeff writing, "The structure of the  
22 PGR store has never been a secret." What do you think  
23 he meant by that?

24 A I don't know. As I said, I knew about it and I  
25 asked him about it and was given a very direct answer. 10:19AM

1 And that dates back to me personally in June of 2006. 10:19AM

2 I know that Snap knew about it when we talked about it  
3 and I know that Jason knew about it. I don't know who  
4 else knew about it. I know that Jeff publicly -- the  
5 first e-mail I can remember in public open forums to 10:19AM

6 this topic was addressed by Jeff in October of 2006 --  
7 I believe it was, October of 2006. But I know that  
8 once I asked him about it, he never -- never denied it  
9 and for my part, and I know for Snap's and Jason from  
10 the very beginning. I know that there are people 10:20AM  
11 directly involved with the board of directors who knew  
12 that Jeff Brown owned the store.

13 Q Who is that? What people knew that Jeff Brown  
14 owned the store?

15 A All I can attest to is myself, Jason Wallin and 10:20AM  
16 Bill Lines.

17 Q What was the question that you asked Jeff Brown  
18 and what was the very direct answer that he gave you  
19 about the store?

20 A I told Jeff that at that time that -- that I was 10:21AM  
21 told that, you know, that he owned the store himself,  
22 that it was official Patriot Guard Riders stuff and he  
23 said yes, absolutely correct. I funded it out of my  
24 own pocket and I started it and I run it. And I said,  
25 "Well, you know, you told us that you quit working to 10:21AM

1 run it and it doesn't take a rocket scientist to put A 10:21AM  
2 and B together." And he was like, "Yeah."

3 Q Go down to the last paragraph. Did Jeff Brown  
4 financially bail the PGR out of the Gathering of the  
5 Guard? 10:21AM

6 A I know what Jeff wrote an awful lot of checks. I  
7 don't know whether he physically bailed out the PGR  
8 from the Gathering of the Guard. I'd be lying if I  
9 answered yes. I know he wrote a lot of checks  
10 personally for the Gathering of the Guard. However, I 10:22AM  
11 can attest beyond a shadow of a doubt that he bailed us  
12 out of the Healing Fields 110 percent.

13 Q What about the PGR Sturgis shirts referred to in  
14 that paragraph?

15 A Absolutely. Everything to basically do with 10:22AM  
16 Sturgis, which was -- the Healing Fields were  
17 physically in Sturgis. Anything to do with that outing  
18 Jeff Brown essentially bailed out the PGR. He had  
19 vendors who were looking for us and couldn't get  
20 responses from Jason, the current treasurer. And then 10:22AM  
21 they, basically, started blanket e-mailing anybody in  
22 the board of directors or -- the state captain in South  
23 Dakota. I mean, they were, basically, frantically  
24 seeking payment for large sums of money that they had  
25 been promised and never received. 10:22AM

1 Q Was there ever any board of director discussion 10:23AM  
2 about Jeff Brown paying those sums of money personally?

3 A I know for my part, yes. I mentioned it several  
4 times on board of directors calls. I know that  
5 everybody was aware that he had done so. Bonnie and Ed 10:23AM  
6 Mueller always incorrectly stuck to the guns that Jeff  
7 knew what was happening all along because he had the  
8 checkbooks in his possession and, basically, decisions  
9 were made based on nonfact. We all knew from all being  
10 on the con calls that Jeff was actively seeking to get 10:23AM  
11 those checkbooks so we could get those vendors paid.  
12 And when that failed, he reimbursed them himself.

13 Q When did anyone on the board of directors at that  
14 time ever express any concern that Jeff was paying for  
15 these different things personally? 10:24AM

16 MR. MARR: Objection, leading.

17 Q You can answer.

18 A Well, actually, I don't think anybody necessarily  
19 gave a hoot one way or another. I mean, everybody was  
20 happily doing their own thing. And it concerned me 10:24AM  
21 because I was physically talking to these people,  
22 getting e-mails and stuff, and I was alarmed that they  
23 weren't getting paid. So I know on board of director's  
24 con calls in August and September, that Jeff had  
25 discussed that he had paid those. "Somebody help me 10:25AM

1 get the checkbooks, please."

10:25AM

2 Q Did Jeff Brown ever get the checkbooks?

3 A Jeff Brown physically, I believe, and this is what

4 was said on one of the con calls, got half of a

5 checkbook from Jason. No bank documents ever came.

10:25AM

6 Q Take a look at Exhibit 5 for me. And it's a

7 two-page document. The first page is an e-mail from

8 Jeff Brown to you on December 27, 2006. And it

9 attached a donation, PGR store to PGR spreadsheet and

10 the second page is a spreadsheet. Do you see that?

10:25AM

11 A Yes.

12 MR. MARR: Exhibit 5.

13 A Okay. The first page is basically a spreadsheet.

14 That's all I have on that under Exhibit 5 is just the

15 spreadsheet.

10:26AM

16 Q Does it say Brown 007766?

17 A Okay. I'm sorry. It starts -- there's a large

18 gap between it. Yeah. There's a from

19 JeffBrown@Valornet. on December 27, 2006, to me, "says

20 FYI," and it has a series of stuff that came from Jeff

10:26AM

21 Brown personally, yes.

22 Q Does that spreadsheet accurately represent

23 donations from Jeff Brown?

24 A Yes, it does.

25 Q Did you ever discuss the missing funds and the

10:27AM

1 fact that they implicated Jason Wallin with Jeff Brown? 10:27AM  
2 A Yes. Because, as I said earlier, Jeff had always  
3 felt that his basic problems that happened when he  
4 resigned, that they called a board of director's  
5 meeting, et cetera, were the direct result of his 10:27AM  
6 closing in on Jason for stealing the funds and him  
7 having to pay them all himself. And he, essentially,  
8 felt that Jason had orchestrated this all based on  
9 that. But since Jason would not turn over any PayPal  
10 records, there was no way to substantiate it. And 10:28AM  
11 frankly I always felt that maybe Jeff, at that time,  
12 had a little bitterness and scorned feeling towards  
13 Jason Wallin, but I promised him that if it ever  
14 came -- the evidence ever presented itself, that I  
15 would pursue it in plain conscience to the best of my 10:28AM  
16 ability. And when the opportunity came, I followed my  
17 word. I would have done it whether I told Jeff Brown I  
18 would have done it or not. It was -- me pursuing the  
19 investigation against Jason Wallin broke my heart  
20 because I said stayed in that man's house and I played 10:28AM  
21 with his children and accepted all the hospitality he  
22 had to offer. But right is right. I had to pursue the  
23 investigation because the evidence presented itself and  
24 it basically substantiated that Jeff was right all  
25 along, I felt. 10:29AM



10:29AM

1 Q Did John Tatum ever do an audit of the missing  
2 funds?

3 A Yes, he did. I did the preliminary audit. I put  
4 the original numbers together and went back

5 historically, because I had a better idea of the 10:29AM

6 history and everything that happened. In that document  
7 that you sent to me earlier, there were several things,  
8 airfare to D.C., and some other items such as that in  
9 there. And me being in the position with the history,

10 I would know some of that kind of stuff based on the 10:30AM

11 PayPal that went through there, what was correct or  
12 not. And so I looked through that and I worked with --  
13 I worked with John Tatum originally in the very  
14 beginning of this and then John Tatum took it on and he  
15 did his thing with it. 10:30AM

16 Q When did you do your preliminary audit?

17 A I believe I had it to him in -- August or  
18 September seems to ring a bell. And since I was

19 working from the -- I was working backwards. I was  
20 working from the PayPal receipts that were sent to the 10:30AM

21 Web site and I had no official PayPal documents. And  
22 based on the preliminary things, Ed talked to Jason and  
23 he disagreed, at which time, he physically came up with  
24 the PayPal records himself and we were able to re-look  
25 at those and there were several things on there, 10:31AM

1 like -- Jeff pretty much always reimbursed somebody. 10:31AM  
 2 You spend the money out of your own pocket and then  
 3 Jeff would send you the money back. Airfare to D.C.,  
 4 Jason claimed all the airfare and Jeff claimed that he  
 5 had reimbursed Jason for those and several such things 10:31AM  
 6 as that.

7 Q You said August or September. What year was that?

8 A That was 2007.

9 Q Jason Walling turned over PayPal receipts to the  
 10 board of directors? 10:31AM

11 A No, he did not. That was in the e-mail address  
 12 that I discovered. When PayPal does a transaction on  
 13 your behalf, they send the -- they have the option of  
 14 sending the notification to an e-mail address. Then,  
 15 obviously, Jason had either forgot this or -- or 10:32AM  
 16 something because he had, prior to that point, always  
 17 denied that there was anything happening and everybody  
 18 just happily went down the road that we'll take Jason's  
 19 word for it and go on down the road.

20 Q What e-mail address was that? 10:32AM

21 A Donation or donations -- I'm not -- I don't  
 22 remember. I haven't used it in so long --  
 23 @Patriotguard.org.

24 Q And when did John Tatum report back on his audit?

25 A Well, there was a long period. The audit sat on 10:32AM

1 the shelf for about a month or two while the PGR 10:33AM  
 2 leadership wrangled with how to pursue the findings on  
 3 it, at which point the FBI was contacted. John Tatum's  
 4 advice was sought to determine, you know, what was our  
 5 judiciary responsibility of the Patriot Guard Riders 10:33AM  
 6 with this information to keep ourselves above reproach  
 7 for doing the right thing. And so it, basically, sat  
 8 on the shelf for a couple of months. And during that  
 9 time is when I eventually stepped down. The audit  
 10 wasn't completed and back from John Tatum, I don't 10:33AM  
 11 believe, until after I was no longer the treasurer.

12 Q How much money are we talking about? How much  
 13 money disappeared?

14 A I personally believe all tolled that it was  
 15 approximately \$35,000. Jason was forgiven a debt. 10:34AM  
 16 Initially, when -- okay. Jason always came clean when  
 17 he thought he was on the spot. Originally, when Jeff  
 18 stepped down in November of 2006, I said to Jason, I  
 19 said, "Jason, didn't" -- how exactly did I put that? I  
 20 asked him about the appropriateness of the funds that 10:34AM  
 21 had come through that account, at which case Jason  
 22 claimed that he owed about \$11,000 and the PGR  
 23 leadership decided to forgive him that debt in lieu of  
 24 his ownership of the physical sober properties. They  
 25 decided to accept payment for that money based on him 10:35AM

1 surrendering ownership of computer products that kept 10:35AM  
2 us going.

3 Q Did he surrender ownership of those computer  
4 properties?

5 A Did he? Yes, that's what I'm saying. He 10:35AM  
6 physically wrote an e-mail and in that, stated that he  
7 hereby gave PGR the server equipment, the -- you know,  
8 monitors. And he had a small list of stuff. And it  
9 was included, but it was separate that he give the  
10 domain name to the Patriot Guard Riders. 10:35AM

11 Q When did that e-mail come out?

12 A Within days of Jeff Brown stepping down because  
13 when Jeff Brown stepped down, I physically went to  
14 Jason and I asked him about that and -- and he turned  
15 around and proceeded with this action. 10:36AM

16 Q Where are those servers now?

17 A As I said, the best of my ability, they are at  
18 What-Wire in Colorado.

19 Q Did the board of directors ever discuss filing a  
20 lawsuit against Jason Wallin? 10:36AM

21 A Yes, they did. They sought -- they sought several  
22 remedies and it was actually recommended by John Tatum  
23 that, you know, you'll never get the money, you'll  
24 always have outstanding funds and it will show on the  
25 Patriot Guard Riders' Web site and have some degree of 10:36AM

1 liability attached to it. So we contacted the FBI and 10:37AM  
2 appraised them of the situation and they told them that  
3 if the attorney chose to prosecute that they would call  
4 us back. If not, they wouldn't. And for that sum of  
5 money, they probably wouldn't, that they generally go 10:37AM  
6 after much bigger fish. And it was -- the best  
7 recommendation was to get it off the books and to  
8 assess some type of blame. Now, we were told that it  
9 did not mean that further it could not be pursued for a  
10 criminal offense, but to issue Jason a 1099, in which 10:37AM  
11 case he would be liable for it as far as taxes were  
12 concerned and the PGR would not be judiciously  
13 responsible for misappropriation of funds, that it  
14 would -- it would be tied to Jason Wallin. And if it  
15 was ever pursued by the authorities that they would, 10:38AM  
16 basically, pursue the funds from Jeff Brown -- I mean,  
17 from Jason Wallin, it was decided that it was going to  
18 cost way too much in attorney's fees to get absolutely  
19 nothing back. It's going to be nothing but a legal  
20 case with nothing in the end but a judgment, a lien 10:38AM  
21 maybe, but probably never see the money.  
22 Q When Wallin first admitted to using or taking the  
23 \$11,000, I think you said, he had admitted to that in  
24 November of 2006?  
25 A Yes. 10:38AM

1 Q Did he retain a leadership position in the PGR 10:38AM  
2 after that?

3 A Yes. He was -- there was a couple of things that  
4 took place. One is at the time he physically had the  
5 technical ability to go in there and turn the computers 10:39AM  
6 off, but he also possessed the technical ability to  
7 keep us running. And there was a large fear that if  
8 too hard a move was made against Jason, that he would  
9 shut the Patriot Guard Riders down. We're essentially  
10 Web-site based and so he was kept around, but it was 10:39AM  
11 unanimously decided and he threw out there himself that  
12 he would be nowhere associated monetarily to the  
13 Patriot Guard Riders, so he was removed from the  
14 treasurer position ASAP.

15 Q And what position did he assume then? 10:39AM

16 A I don't remember the exact title, but,  
17 essentially, based on that large position of Web site  
18 administration.

19 Q But he was still on the board of directors?

20 A Yes. 10:40AM

21 Q Do you recall any board of director discussion  
22 about wanting to keep a low profile about what had  
23 happened with Jason Wallin?

24 A Yeah. The board of directors, that was one of the  
25 big reasons I felt that the audit concerning Jason 10:40AM

1 needed to be made public record as soon as possible 10:40AM  
2 just because there were people asking about it. But on  
3 the heels of the trademark issue and Jeff Brown and  
4 everything, you know, one sounding leader in the  
5 position accused of misappropriation of the second one, 10:40AM  
6 which essentially meant that the organization was  
7 founded by lies and crooked to start with was a bad  
8 idea.

9 Q Did you ever uncover any documentary evidence that  
10 Jeff Brown stole money from the PGR? 10:41AM

11 A Never. Jeff Brown never physically -- Jeff Brown  
12 has always maintained, in various e-mails, et cetera,  
13 that him and Bonnie never used a red penny of the  
14 Patriot Guard Riders money. And I believe that is a  
15 completely, 100 percent factual statement. They gave 10:41AM  
16 more money to the PGR than the zero that was -- that  
17 could be attributed to him taking.

18 Q Are you aware that Jason Wallin has filed a  
19 trademark application for the PGR logo?

20 A Yes, I am. 10:41AM

21 Q Do you know when that application was filed?

22 A November, December of 2006.

23 Q Were you on the board at that time?

24 A Yes, I was.

25 Q Do you remember any board discussions authorizing 10:42AM

1 Jason Wallin to file that trademark application?

10:42AM

2 A Yes, I do.

3 Q Tell me about that.

4 A The board thought it was prudent that we trademark

5 the Patriot Guard Riders immediately for the

10:42AM

6 organization to gain ownership of its logo, and the

7 board voted to proceed with that and put Jason in

8 charge of it. It's one of the only things that he ever

9 did expediently.

10 Q Why did the board feel the need to do it

10:42AM

11 expediently?

12 A To separate itself from Jeff Brown and to ensure

13 the future of the Patriot Guard Riders.

14 Q Did the board know at the time that it had these

15 conversations that no trademark application had yet

10:43AM

16 been filed by Jeff Brown?

17 A Yes, I believe so. I think that it was researched

18 to determine if there was a trademark for the

19 organization or not.

20 Q Who researched it?

10:43AM

21 A Either Ed Mueller or Jason Wallin.

22 Q Were you aware that Jeff Brown was using the mark

23 at that time?

24 A Yes. I mean, that was the number one thing was

25 that they wanted Jeff Brown to stop selling Patriot

10:43AM



1 Guard merchandise and -- and that was one of the  
2 avenues pursued to make him stop.

10:44AM

3 Q Was the board of directors generally aware that  
4 Jeff Brown was using the PGR mark at that time?

5 A Yes, absolutely.

10:44AM

6 Q Was there ever any discussion within the board of  
7 directors, while you served on the board of directors,  
8 about the multitude of forum posts regarding Jeff Brown  
9 that were appearing on www.Patriotguard.org?

10 A Was there any discussion regarding when Jeff was  
11 on the boards about the multitude of posts about Jeff  
12 Brown? I don't remember? A few times there would be  
13 some inflammatory accusations mainly originated by the  
14 Kansas Patriot Guard, who always claimed to -- that we  
15 were infringing on what they started. But, I mean,  
16 that's a real vague question and I don't necessarily  
17 know the answer.

10:44AM

18 Q Do you recall ever discussing within the board of  
19 directors that some of these inflammatory posts may or  
20 may not violate the terms of use?

10:45AM

21 A No, I'm not aware that -- specifically the terms  
22 of use, that was talked about. Quite often the terms  
23 of use was -- basically, I believe, that Bill  
24 Richart -- when the forum moderator came up with the  
25 terms of use idea, I don't even know that we

10:45AM

1 necessarily had a formal terms of use before. We may 10:46AM  
2 have, but it wasn't necessarily a topic before, give or  
3 take, maybe September or October of 2006.

4 Q Have you ever seen a black and white rectangular  
5 patch with F-J-B on it? 10:46AM

6 A Yes, I have.

7 Q Do you know --

8 A I never physically -- I've never physically seen  
9 the patch -- take that back. Yes, I have. When I went  
10 up to Washington, DC, for my uncle's funeral at 10:46AM  
11 Arlington Cemetary I saw it, but, yes, I have seen it.

12 Q You saw the patch at Arlington?

13 A Yes. Some Patriot Guard Riders from the Maryland,  
14 Virginia, D.C. area had it on.

15 Q Do you know what "FJB" stands for? 10:46AM

16 A Yes, I do. It means, fuck Jeff Brown.

17 Q It does not mean "Freedom, Justice and  
18 Brotherhood"?

19 A Officially, yes, it does. The implication of it,  
20 no, it does not. It was created to fuck Jeff Brown. 10:47AM

21 Q Who created it?

22 A Well, I later heard that there was an e-mail in  
23 which I participated and I knew exactly what it means  
24 because Ed Mueller had told us on a board of director's  
25 con call what it meant jokingly. And I thought it was 10:47AM

1 pretty offensive, but the -- it later came out in this 10:47AM  
 2 thing where a newcomer had said what is this F-J-B and  
 3 Randy, Steam, Stephens, Ed Mueller, Monica from  
 4 Minnesota, who claimed ownership of creating the patch,  
 5 when I said, you know, you guys -- it's in there and I 10:48AM  
 6 don't remember my exact verbiage, but, you know,  
 7 essentially my inference was quit being a bunch of  
 8 cowards. I don't care that you feel that. I mean, I'm  
 9 the kind of person that a person's feelings are a  
 10 person's feelings and it's not mine to dictate what 10:48AM  
 11 they are. But I am the kind of person that I have  
 12 large Patriot Guard Riders tattooed on my right forearm  
 13 and a POW/MIA on my left forearm and an American flag  
 14 on my left shoulder. And I'm very much if you  
 15 represent something, scream it off the top of your 10:48AM  
 16 rooftops, don't be a bunch of cowards and hide behind  
 17 that you don't know the meaning of it when you damn  
 18 well do. At which point, Monica said a board of  
 19 directors -- a past board of director's member is being  
 20 inappropriate, which was me, for basically swearing 10:48AM  
 21 everybody off. Saying, you know, you bunch of cowards,  
 22 step up and claim it.  
 23 Q When was the board of directors conference call  
 24 where you all talked about the FJB patches?  
 25 A Approximately shortly after its inception and I 10:49AM

1 want to say that that started somewhere in the  
2 neighborhood of September 2007, give or take.

10:49AM

3 Q Who all was on that conference call?

4 A Well, Jeff Brown --

5 Q I'm sorry. Say that again, Ronny.

10:49AM

6 MR. MARR: You're breaking up here, too,  
7 can you repeat the last two questions, please?

8 A I'm sorry. Ed Mueller is the one who stated it,  
9 so I know he was there for sure. Jason was already

10 gone. And I -- well, you know what, I believe that -- 10:50AM

11 see, I'm kind of dancing around because I don't  
12 remember the exact time frame, but if I'm not mistaken,  
13 the new board was already in place, so that would make  
14 it in November instead of September. But all I can  
15 attest to is that I remember specifically was Ed

10:50AM

16 Mueller. I want to say that I believe that Bill  
17 Richart was probably on call. However, I will also  
18 state that Bill worked in the evenings and he wasn't on  
19 a lot of the evening con calls in the early days, so I  
20 would be lying if I said that with factuality.

10:50AM

21 Q Did Bonnie Cutler know what "FJB" implied?

22 A I don't know. By that point, there was such a  
23 breakdown in communication that myself and Bonnie never  
24 talked any more.

25 Q Did the PGR, Incorporated, receive donations from 10:51AM

1 the sale of the FJB patches?

10:51AM

2 A I do not know. I know that it was created to  
3 assist in the defense of the trademark is the history  
4 of it, so when I was sitting -- I never received a  
5 dime, but I don't know what happened after I left.

10:51AM

6 Q Are you familiar with the legal defense funds that  
7 appears on the Patriotguard.org Web site?

8 A Yes, I am.

9 Q Who's idea was that?

10 A If I'm not mistaken, and I could be wrong, I  
11 believe that that probably originated with Randy  
12 Stephens, possibly Bill Richart, but I don't remember.  
13 I think Randy Stephens was probably one of the biggest  
14 advocates of that.

10:51AM

15 Q Do you have any idea how much money that had  
16 raised?

10:52AM

17 A No, I do not because that's right around the time  
18 that I had stepped down and I -- as a matter of fact, I  
19 had already stepped down, I think -- no, that was the  
20 Gathering of the Guard that I helped create, so I don't  
21 remember. I don't have a firm answer.

10:52AM

22 Q Did the board of directors ever consider creating  
23 a similar legal defense fund to fund any litigation or  
24 prosecution of Jason Wallin?

25 A No.

10:52AM

1 Q Were you aware of any state level management that 10:53AM  
2 has ever been relieved of their duty because of their  
3 relationship with Jeff Brown?

4 A Yes, I am.

5 Q Who? 10:53AM

6 A David David, our Texas state captain. The strong  
7 supporters of Jeff Brown were always frowned upon after  
8 his resignation, but I know David David was here. And  
9 Texas had their own Gathering of the Guard in April and  
10 Jeff came to the Gathering of the Guard and shortly 10:53AM  
11 thereafter, he was removed from his office. And that  
12 happened right around July 2nd, which was my 40th  
13 birthday, because it was felt my relationship to David  
14 David, who I hadn't spoken to in over a year, may  
15 compromise me as well. So my past board of director 10:53AM  
16 rights, which was always voted that I would be -- or  
17 any past board of directors who left in good standing  
18 would have access to the state captain's forums as  
19 adviser to the board. It's, basically, that as a past  
20 board of director member in good standing, that you 10:54AM  
21 would stay on at head shed in an advisory capacity, not  
22 necessarily have any say-so on day-to-day operations,  
23 but to see what is happening and to input. And my  
24 rights were removed in that capacity at that time.

25 Q The Texas Gathering of the Guard, was that April 10:54AM

10:54AM

1 of 2008?

2 A Yeah. Yeah, April 2008. It's usually the last  
3 Saturday of the month in 2008.

4 Q Take a look at Exhibit 6 for me. It's an e-mail  
5 to you from exec dated July 8, 2008. Subject line  
6 reads, "What in the heck is going on"? Do you see  
7 that?

10:54AM

8 A Yes, I saw that. Let me get down to it. Okay.  
9 Hold on. I'm scrolling and it kept scrolling. Yes, I  
10 do. I'm there.

10:55AM

11 Q And you talk in the second paragraph about your  
12 privileges being revoked. Is that what you're  
13 referring to on July 2nd?

14 A Yes. Essentially, my stance has always been I  
15 just want the truth known and I firmly believe that the  
16 organization needs to own its own trademark, but I  
17 believe that basically anything that slandered Jeff  
18 Brown to give credibility that fight was good, and  
19 not -- I didn't believe that, but I thought the general  
20 mentality was that it was good. And I personally  
21 didn't believe that. I thought negotiations should  
22 have been pursued with Jeff originally in good faith  
23 and common decency allowed him to step out as founder  
24 emeritus and the organization to proceed. But, yes, I  
25 personally believed that because of my relationship

10:55AM

10:56AM

1 with Jeff Brown, meaning that I do not give my 10:56AM  
 2 friendship away lightly. I can count my friends on my  
 3 two hands. And Jeff Brown is one of those people on  
 4 those two hands. And I personally talked to Jeff Brown  
 5 and I told Jeff how I feel as a friend, he told me how 10:56AM  
 6 he feels, and we agreed to go on down the road. And  
 7 friends make mistakes. And the fact of a true friend  
 8 is do you bail out on your friends when something  
 9 happens. And I always was uncomfortable and felt it  
 10 was unjustified that we had to quit hammering away at 10:56AM  
 11 Jeff Brown's dignity as part of the whole thing. For  
 12 some reason, the trademark and everything I always  
 13 believe was used as a tool to deface and to discredit  
 14 Jeff to every other possible degree, rather than  
 15 sticking to the issues of negotiating for the 10:57AM  
 16 trademark.

17 Q Do you remember writing this e-mail that's Exhibit  
 18 6?

19 A Oh, I remember writing it because I hadn't been on  
 20 the Web site in a month or so, maybe sooner than that. 10:57AM  
 21 I don't remember, but I didn't spend a lot of time on  
 22 the e-mail. After I stepped down, I participated with  
 23 my family and my company and my wife, who lost me to  
 24 the Patriot Guard Riders for two years. And I was  
 25 infuriated that, essentially, because I won't say I 10:57AM



1 hate Jeff Brown is, basically, I think a big part of 10:57AM  
2 it, is that I personally felt a target because I'm not  
3 one of the persons who will say fuck Jeff Brown. I'll  
4 say fuck Jeff Brown because other people are saying it  
5 but in no possible means, shape, form or fashion did I 10:58AM  
6 agree. I think Jeff needed his dignity, he needed to  
7 be founder emeritus and we needed our logo.

8 Q What response did you get to this e-mail?

9 A Absolutely none. I received a one e-mail from one  
10 of the junior or newer board members, who didn't even 10:58AM  
11 know me, and said that I could talk, but I didn't talk.  
12 I eventually talked to Bill Richart about it and told  
13 him how I felt. You know, I felt raped. I felt that,  
14 man, I had nearly lost my own personal business and I  
15 had put my wife through nine times of hardship because 10:59AM  
16 for two years I disappeared and participated in leading  
17 the Patriot Guard Riders and -- and nobody even  
18 answered me. And I felt that that told most of the  
19 story. Bill Richart went to the board and actually  
20 created a new role, which is called past board of 10:59AM  
21 directors, and instituted my rights. I will say that  
22 Bill Richart has always been available when I picked  
23 the phone up to call him and to communicate and -- but  
24 I was really flabbergasted that nobody responded to my  
25 e-mail. 10:59AM

1 Q Were your privileges restored?

10:59AM

2 A Like I said, they were restored. A new Web access  
3 ability was created called past board of director and I  
4 was included in that. It was is restored Monday a week  
5 ago, I believe. Bill called me to tell me that it had  
6 been restored and I was -- I was extremely grateful  
7 that -- like I said, I really felt -- I can't describe  
8 it any other way, I felt raped.

11:00AM

9 Q Do you know whether or not Jeff Brown, as a past  
10 board of director member, is part of this new Web  
11 access group?

11:00AM

12 A I do not have a clue.

13 Q Have there been any no confidence votes in the  
14 board of directors?

15 A Oh, yeah. I was -- I've had, like I said, maybe  
16 three or four no confidence votes on myself for,  
17 basically, not getting along with Bonnie Cutler.

11:00AM

18 Q Was there a vote of no confidence in March of  
19 2008?

20 A In March of 2008. I don't have any direct  
21 knowledge of that because I wasn't on the board of  
22 directors at that time. I understand through,  
23 basically hearsay, that Ed Mueller -- well, I talked to  
24 Ed directly and Ed felt that there was a vote of no  
25 confidence on him.

11:00AM

11:01AM

1 Q Was that in March of 2008?

11:01AM

2 A Give or take. I couldn't remember exactly without  
3 looking through e-mails, but it was probably  
4 approximately that time because, like I said, I really  
5 quit doing anything in about January of 2008.

11:01AM

6 Q Have you ever been a forum moderator for  
7 www.Patriotguard.org?

8 A No, I have not.

9 Q Have you ever been a forum administrator?

10 A No, I was -- well, hold on. In the capacity that 11:01AM  
11 when Jason disappeared, I basically was a Web  
12 administrator just filling in in a pair of shoes that I  
13 didn't even know -- I was a gorilla with a machine gun.  
14 I didn't know what I was doing, but I filled in. I was  
15 never specifically in forum operations. 11:02AM

16 Q While you were on the board of directors, did the  
17 board of directors vote to elect forum moderators?

18 A Yes. There was a time, and I don't know if it's  
19 still taking place, where it was we elect a team leader  
20 and let the team leader pick his own team. And at some 11:02AM  
21 point, the board of directors voted that, no, they  
22 wanted to personally have some kind of say-so in what  
23 the team leaders -- who the people were being picked.

24 Q Was a candidate ever turned down because of his or  
25 her relationship with Jeff Brown? 11:03AM

1 A I did not specifically remember if they were. 11:03AM

2 Q Are you aware that forum posts were deleted or  
3 modified at any point?

4 A I don't know that any forum was modified. I don't  
5 know that specifically, but I do know that forums were 11:03AM  
6 deleted, but I don't believe they were actually  
7 deleted. I believe they were moved to forum moderator  
8 review. In that exhibit you just asked me about, I  
9 talk about one where earlier -- the earlier exhibit  
10 where I stated that I told the truth, the whole truth 11:03AM  
11 and nothing but the truth in the thread with regards to  
12 Jeff Brown donating to the Patriot Guard Riders. There  
13 was a -- I felt at that time that there was a good  
14 showing of pro-Jeff people as well as a good showing of  
15 anti-Jeff people. And I thought that the continuation 11:04AM  
16 of the argument was just hurting the organization. And  
17 I feel and Ed felt, for different reasons, Ed thought  
18 it was going pretty negatively against Jeff with some  
19 people, and I thought there was a good showing of  
20 people that were -- I thought the organization at that 11:04AM  
21 point in the membership deserved the right to hash it  
22 out and to put it all out in the open and get it over  
23 with one time, rather than repeatedly opening it and  
24 opening it and opening it and it was locked.

25 Q Do you know -- I'm sorry. Go ahead. 11:04AM

1 A "Locked" means that it was shut down, that nobody 11:04AM  
2 else could view it. I don't know if it was removed or  
3 not, but it was -- it was decided that this wasn't  
4 productive.

5 Q Who would decide that? 11:05AM

6 A Ed Mueller decided it, as the forum moderator,  
7 that it took a three-person vote to keep it open and  
8 that he -- that me and Ed, as two members of the board,  
9 didn't have the right to tell him to leave it open.

10 Q Do you know anything about Jeff Brown's password 11:05AM  
11 for access to the www.Patriotguard.org Web site being  
12 changed to "I am a thief"?

13 A No, I don't have any knowledge of that. I know  
14 that he was restricted and shut down and restricted and  
15 shut down and opened up and restricted and shut down 11:05AM  
16 and opened up and shut down on many times with board  
17 vote and with moderator -- I believe, with moderator  
18 management.

19 Q Have you ever personally been instructed to  
20 withhold information regarding the trademark dispute? 11:06AM

21 A To withhold information regarding -- I don't know  
22 if I was specifically ever told to withhold any  
23 information. As a matter of fact, Bill Richart told me  
24 that if he wins the trademark, if Patriot Guard Riders  
25 wins it, he wants it won fair and honestly and he 11:06AM

1 doesn't want anybody to withhold. That's what he told 11:06AM  
 2 me specifically. I do know that my views and feelings  
 3 and input and history of the Patriot Guard Riders has  
 4 been challenged on multiple times because -- like Ed  
 5 and Bonnie Kept telling people that Jeff always had the 11:06AM  
 6 Patriot Guard checkbooks and I believe that everybody,  
 7 including them, knew damn good and well that Jeff never  
 8 had those checkbooks, that Jason had them. And so I  
 9 believe that I have always been kind of stifled  
 10 because, you know, such as this deposition here. Yeah, 11:07AM  
 11 I believe that the Patriot Guard needs to own its name,  
 12 but I also believe that Jeff Brown has been done bad a  
 13 time or two by the organization and I just wanted -- I  
 14 remembered it.

15 THE WITNESS: Hang on just a second, 11:07AM  
 16 Ronny.

17 A Okay.

18 Q Ronny, do you know whether or not Ed Mueller has  
 19 received any money as a result of the purchase of PGR  
 20 merchandise from CDM? 11:08AM

21 A I'm sorry. My phone kind of bleeped there.  
 22 Somebody was trying to call me and I missed part of  
 23 your sentence.

24 Q That's all right. Let me ask you again. Are you  
 25 aware of whether or not Ed Mueller has received any 11:08AM

1 money personally from the sale of PGR merchandise 11:08AM  
2 produced by CDM?

3 A No, I'm not. It was brought to our attention one  
4 time that they have a salesman with the last name of  
5 Mueller and accused Ed of having a relative there. I 11:08AM  
6 called Snap, who was the president at the time, and  
7 told him that, you know, I'll call Ed myself and ask  
8 him and Ed flatly denied having any relation to the  
9 Mueller employed by CDM.

10 Q Ronny, do you recall receiving a phone call within 11:09AM  
11 the last week or so from Dave Marr?

12 A Yes, I do, yes.

13 Q What did he tell you during that phone call?

14 A Dave Marr offered to represent me as part of the  
15 trademark dispute as a past board of director member, 11:09AM  
16 that he would represent me. And I asked him why and he  
17 told me because if he represented me, then there would  
18 be certain questions that I couldn't be asked or  
19 certain things that -- and I told him that I -- I just  
20 wanted the whole truth out there and I'd call him back 11:09AM  
21 if I wanted that to happen, that I wanted to call my  
22 own attorney to seek advice, who advised me that, you  
23 know, if you're trying to tell the truth, then you  
24 don't want an attorney representing you on either side.  
25 And if one of them is trying to go at, then you might 11:10AM

1 want to take sides with one or the other. But at this 11:10AM  
2 point, if they're asking you questions and you want the  
3 truth, then the only way to do it is to be  
4 unrepresented.

5 MS. BRU: Dave, we're ready to pass the 11:10AM  
6 witness. I don't know if you want to take a break.

7 MR. MARR: If it's all right with Ronny, I  
8 just have a few questions relating to the trademark.  
9 And I don't know if he anticipated, I won't take too  
10 much more of your time, Ronny, would you like to 11:10AM  
11 continue and finish it or would you like to take a  
12 break?

13 A Sure, we can go ahead. That's fine.

14 MS. BLUE: Dave, one second. This is  
15 Rachel before you go forward. Courtney has to 11:10AM  
16 leave. She's got to go speak at another seminar, so  
17 she's going to be leaving us, but I'll be here so  
18 continue, okay?

19 MR. MARR: Okay. That's fine.

20 MS. BLUE: Okay. Go ahead. 11:10AM

21 CROSS EXAMINATION

22 BY MR. MARR:

23 Q Ronny, before Jeff Brown resigned from the PGR,  
24 were you ever aware that he claimed to own the PGR  
25 trademark as an individual? 11:11AM



1 A I have no specific knowledge that he claimed to 11:11AM  
2 own the trademark as an individual. I mean, like I  
3 said, I knew that he owned the store.

4 Q Was it your understanding that Jeff Brown's use of  
5 the trademarks, PGR trademarks, was on behalf of the 11:11AM  
6 corporation or on behalf of himself as an individual?

7 A I never really put much thought into it. I always  
8 thought that the logo up to that point was just part of  
9 the Patriot Guard Riders and I assumed that it was our  
10 logo. 11:11AM

11 Q When you say "our," what are you referring to?

12 A "Our," the Patriot Guard Riders.

13 Q The organization or the corporation?

14 A Yes. The physical Patriot Guard Riders,  
15 Incorporated. 11:12AM

16 Q Okay. You said that -- when did you testify that  
17 you originally became a board member? What month and  
18 year was that?

19 A I originally became a board member in 2006, at the  
20 same approximate time as Bonnie Cutler. The board had 11:12AM  
21 been a three-man board until then and it was expanded  
22 to a five-man board.

23 Q Okay. And that was -- I'm sorry, go ahead.

24 A I found out later that was never, you know,  
25 officially put in the bylaws or anything until 11:12AM

1 November, but we operated as a five-man board from June 11:12AM  
2 forward.

3 Q Okay. I believe you testified that you became  
4 aware that the store was -- the PGR store was owned by  
5 Jeff Brown sometime in June of 2006, is that correct? 11:13AM

6 A That's correct.

7 Q Based on your -- well, did you become aware at the  
8 same time that Jeff Brown claimed ownership of the  
9 trademarks?

10 A No, never thought to -- never thought to go down 11:13AM  
11 that road. I just knew that Jeff owned the store at  
12 that time, based on conversation with Jason Wallin and  
13 Jeff Brown himself and later Snap.

14 Q Did you ever see any posts by Jeff Brown on the  
15 Web site prior to October of 2006 claiming that -- or 11:13AM  
16 admitting that he owned the store?

17 A Truthfully, no. I never -- never saw anything  
18 prior to that, official. That doesn't mean it wasn't  
19 out there, that just meant I never saw it or  
20 participated in it. 11:14AM

21 Q Did you ever see any indication on Jeff Brown's  
22 store Web site indicating in any way or any indicia  
23 that he as an individual owned that store?

24 A I, frankly, never looked. I just got myself and  
25 went down the road, so I did not see anything that said 11:14AM

1 that, but I was not looking.

11:14AM

2 Q At some point during your testimony you testified  
3 that you knew what Twister's store was. Prior to  
4 October of 2006, was there an indication on the Web  
5 site that it was "Twister's" store?

11:14AM

6 A I don't know. Prior to November of 2006, I had  
7 never spent more than ten minutes thinking it was worth  
8 investigating.

9 Q Okay. Let's see. Then in June of '06, you  
10 testified that you and Jason and Bill Lines, in short  
11 order, became aware that Jeff owned the store, is that  
12 correct?

11:15AM

13 A Yes. And I don't know that Bill Lines -- me and  
14 Bill talked about it probably in August, but I know me  
15 and Jason and Jeff were talking independently about it  
16 as early as June of 2006.

11:15AM

17 Q Did you ever tell that to Ed Mueller or Bonnie  
18 Cutler?

19 A No. At that time, Ed Mueller wasn't even an  
20 associate of the board of directors. He was, I  
21 believe, the head forum moderator or national captain,  
22 somewhere in there. And as I said, me and Bonnie never  
23 really saw eye to eye on a lot of things and  
24 communication extremely broke down shortly after that  
25 but, no, I never much confided in Bonnie much.

11:16AM

11:16AM

1 Q Did you tell other members of the head shed in 11:16AM  
2 June of '06, that you had learned that Jeff owned the  
3 store as an individual?

4 A No, not necessarily. I didn't discuss it with  
5 anybody. 11:16AM

6 Q I believe you testified that in October of '06 is  
7 when it became public knowledge that Jeff owned the  
8 store, is that correct?

9 A That's the best of my knowledge, yes.

10 Q Why do you think that there was such an uproar 11:17AM  
11 among the membership upon learning that Jeff Brown  
12 owned the store?

13 A Well, I have to say that it wasn't -- at that  
14 time, there wasn't an uproar amongst the membership at  
15 large. There were probably five people, Tony Turner, 11:17AM  
16 Monica, Monica Mead, Allen Mullis, a small group of  
17 people on the east side who, like I said, were a very  
18 focal minority, but just wouldn't quit raising cain.  
19 Most of the people, I felt at that time, couldn't care  
20 one way or the other. 11:17AM

21 Q Was it publically known that Jeff Brown was  
22 profiting as an individual from the store sales?

23 A Not to my knowledge. Like I said, I knew and I  
24 knew that Jason and Snap knew and, frankly, as the  
25 board of directors, I pretty much spent most of my time 11:18AM

1 and most of my efforts in the national administration 11:18AM  
2 and jumped out on the Web site when a fire broke out to  
3 try to maintain calm. And that's when it really got  
4 nasty was in late October of 2006.

5 Q I see. Did you know to the extent of the -- do 11:18AM  
6 you know the extent of the process that Jeff Brown was  
7 making from the store sales?

8 A I had no clue.

9 Q Do you know now?

10 A No, I don't know now. You know, he said in his 11:18AM  
11 e-mail that's his and Bonnie's store and nobody's  
12 business.

13 Q Okay. Just a few more questions. When did the  
14 org con call that you testified about to remove Jeff  
15 Brown take place? 11:19AM

16 A Saturday, I would have to look at it, but I  
17 believe the first Saturday in November, Jeff was at  
18 Snap's house, like I said, and I believe it was the  
19 first Saturday in November.

20 Q Of? 11:19AM

21 A Of 2006.

22 Q Okay. Was that before or after the con call  
23 wherein the board authorized Jason Wallin to file the  
24 trademark on its behalf?

25 A That was before. The trademark -- Jeff's issue 11:19AM

1 was handled first, followed shortly by a negotiation to 11:20AM  
2 gain the store, in which point somebody discovered that  
3 there was an official trademark and the board elected  
4 to have Jason pursue officially trademarking.

5 Q And you testified that at that time you knew that 11:20AM  
6 Jeff Brown was using the mark, but did you know that he  
7 was using it as an individual or did you know that he  
8 was using it on behalf of the organization?

9 A I knew that he was using it as an individual, but  
10 I also was really aware of the large amount of money 11:20AM  
11 he'd invested into the Patriot Guard Riders through  
12 that. And then myself, at that particular time, I  
13 personally didn't see what the big deal was all about.  
14 I was talking to Jeff independently that there's  
15 character I talked about, I call him Uncle Bubba, and 11:21AM  
16 Uncle Bubba thinks he's a rocket scientist and he's --  
17 he's about a half wit in reality. And I told Jeff that  
18 I don't think that Uncle Bubba would understand this  
19 because that's -- it was starting to -- this was  
20 probably right before Jeff went out of town after the 11:21AM  
21 furor had already started.

22 Q I see. In your opinion, as of, I believe it was,  
23 November 8, 2006, when the board authorized Jason to  
24 file the trademark on the organization's behalf, who  
25 was using the mark in connection with the missions that 11:21AM

1 were being conducted to honor our fallen soldiers?

11:21AM

2 A That's a pretty broad sweeping statement. I mean,  
3 everybody wanted Patriot Guard Riders merchandise,  
4 everybody wanted to be identified as Patriot Guard  
5 Riders merchandise on missions. So the Web site was

11:22AM

6 using it, the individual riders were using it,  
7 Twister's store was using it. Just a pretty broad  
8 sweeping range of folks were Patriot Guard Riders.

9 Q Okay. Before Jeff Brown resigned from the PGR,  
10 did you have any knowledge with regard to any type of a  
11 license or permission allegedly being presented by Jeff  
12 Brown to the PGR organization and/or corporation to use  
13 the PGR trademarks?

11:22AM

14 A No. I'll go back to I had never spent more than  
15 ten minutes researching it. I knew Jeff Brown owned  
16 the store and I knew that the Patriot Guard Riders was  
17 using it. And it might be naivety on my part, but I  
18 never saw a conflict of interest.

11:23AM

19 Q Did you and the PGR leadership, at the time that  
20 you authorized Jason Wallin to tried to file the  
21 trademark application on the corporation's behalf, did  
22 you believe that the trademark was owned by the  
23 organization?

11:23AM

24 A Yes, I did. I thought it represented the  
25 organization and it was so fundamentally tied to our

11:23AM

1 image and our personnel that, yes, I believe that the 11:23AM  
2 organization owned the trademark.

3 Q You testified with regard to your knowledge of  
4 Jason Wallin diverting funds from the organization, did  
5 that knowledge come before or after he was authorized 11:24AM  
6 to file the trademark application?

7 A Oh, the knowledge? He physically gave the  
8 \$11,000. The board forgave him \$11,000 before that  
9 time. And the allegations of other misappropriations  
10 were -- that's why Jeff was seeking the accounting. So 11:24AM  
11 I knew that there was allegations and then when I said,  
12 you know, what about the Web site and the Google ad? I  
13 asked Jason specifically about the Goggle ads because  
14 in my foggiest wild notion, I never believed that the  
15 donate button was tied to the Google ads and they all 11:24AM  
16 went to the same place, which turned out to be Jason's  
17 pocket. So before the trademark was filed, yes, Jason  
18 had come clean on the first part of misappropriations.

19 Q I think you had earlier testified that Jason came  
20 clean after Jeff Brown resigned from the organization. 11:25AM  
21 Am I incorrect?

22 A Exactly. Jason came clean when -- I mean, this is  
23 kind of a whirlwind of events. So, you know, if I put  
24 something a day or two off that comes before or after,  
25 it all pretty much happened at the same time, but I 11:25AM



1 knew that the Google ads were Jason's and that he was 11:25AM  
2 misappropriating the funds from the Google ads by  
3 accusing Jeff of the ownership, that what are you going  
4 to do about that. At which point, he told the board  
5 the following day that he had profited off the Google 11:25AM  
6 ads, swore on the meeting. And I think that was my  
7 first priority of business was if we were sorting out  
8 funding, that I felt that needed to be sorted out right  
9 off the bat.

10 Q You said "the following day," you mean the day 11:26AM  
11 after the trademark application was filed?

12 A You know, I'd have to look at a time line because  
13 everything happened right there back to back. And I  
14 have an e-mail where Jason somewhere -- this happened,  
15 so, of course, we could always look at that e-mail 11:26AM  
16 versus the date of the actual filing but I'm --

17 Q (Inaudible.)

18 A -- I think that -- man, it all happened right  
19 then. About three days there was hundreds of stuff  
20 happening on the Web site, there was decisions being 11:27AM  
21 made, all kinds of stuff right there in a short  
22 three-to-five-day period.

23 THE REPORTER: Mr. Marr, I didn't hear  
24 what you said.

25 MR. MARR: Are you speaking to me, Rachel? 11:27AM

1 MS. BRU: No, I'm sorry, Dave, that was  
2 the court reporter. She couldn't understand you  
3 when were talking while Ronny was talking.

11:27AM

4 MR. MARR: Oh, I forgot what I said. I'll  
5 just ask another question.

11:27AM

6 Q So you're not certain of the sequence, is that  
7 correct?

8 A I'm not 100 percent certain of the sequence, but I  
9 knew in my personal mind one of the biggest things was  
10 that if Jason had profited off the Google ad while

11:27AM

11 claiming that -- or interest to get some people to go  
12 to Jeff, that he owned the store and needed to be  
13 removed for it, that he -- we would need to go address  
14 this as well. At which point, Jason put out a nice  
15 package and the board said, "Aw, shucks."

11:28AM

16 Q Okay. Do you recall testifying as to what your  
17 understanding of the original PGR logo comprised --  
18 included?

19 A Yes.

20 Q And what is that again, please?

11:28AM

21 A It's a folded flag inside of a yellow triangle  
22 around the folded flag or the start of the folded flag,  
23 I should say, and it says "Patriot Guard Riders" and  
24 below it there's a strip that says "Riding With  
25 Respect."

11:28AM

1 Q And do you currently still attend missions of PGR, 11:28AM  
2 missions for fallen soldiers?

3 A I haven't been on an honor mission in -- in  
4 probably six months. I have been to a troop send off  
5 in the last, oh, about a month ago and -- for one of my 11:29AM  
6 friends. And then I've done a couple of things like  
7 that. Like I said, I haven't donated so much of my  
8 life in the last two years leading up to me resigning  
9 for family and business issues. I've pretty much  
10 stepped aside of it. I haven't really been involved in 11:29AM  
11 anything happening since January of 2008.

12 Q At the event a month ago and then at the ride six  
13 months ago, do you recall seeing that original logo  
14 being displayed by members of the PGR?

15 A Yeah, most people here in Texas still ride under 11:29AM  
16 the "Riding With Respect" logo. And they also take --  
17 Texas developed its own logo, which they've been using  
18 for several years, that's "Standing Tall and Silent."

19 Q Okay. Well, I appreciate your taking the time  
20 today and I don't have any further questions at this 11:30AM  
21 point, Rachel.

22 MS. BLUE: Okay. I think I just have one  
23 then.

24 REDIRECT EXAMINATION

25 BY MS. BLUE:

11:30AM

1 Q Ronny, what is your understanding of how an  
2 individual or an entity comes to own a trademark?

11:30AM

3 A Well, before November of 2006, I had no clue what  
4 a trademark was or what was happening. It wasn't even  
5 part of my vernacular. But to own a trademark, you  
6 submit it through the trademark or patent office,  
7 whatever it is, and then they review it and after some  
8 period of time, they issue a preliminary approval kind  
9 of thing where at that point, if there's any  
10 objections, you can go to their Web site and look at  
11 what's up and protest it or not.

11:30AM

11:31AM

12 MS. BLUE: Okay. I don't have any more  
13 questions. Thanks.

14 THE WITNESS: All right.

15 MR. MARR: Okay. No more questions.

11:31AM

16 Thank you.

17 MS. BLUE: Ronny, the Court reporter can  
18 send you a transcript of this and you can review it  
19 for accuracy and sign it and return it to us or you  
20 can waive that, whatever you choose. If you'd like  
21 her to, she'll be happy to send it to you and you  
22 can take a look at it and sign off on it.

11:31AM

23 THE WITNESS: Either way. I mean, when  
24 you're talking to review it for accuracy, I've made  
25 statements and there's, you know, just some

11:31AM

1 particular time lines that may be in question, but  
2 other than that, everything's 100 percent. I'd take  
3 a polygraph on anything I just said.

11:31AM

4 MS. BLUE: Well, really what we mean is  
5 review it to make sure that the court reporter  
6 accurately recorded what you said today, so that's  
7 the review for accuracy.

11:32AM

8 THE WITNESS: Okay. If you would like  
9 that, send it to me, I'll review it and send it back  
10 to you.

11:32AM

11 MR. MARR: Just because it was a  
12 telephonic deposition, it might be worthwhile to  
13 make sure that everything you said was accurately  
14 recorded.

15 MS. BLUE: I agree with Dave there. I  
16 think that is a good idea because we could have  
17 missed an answer here or there when the phone was  
18 cutting in and out so that's a good idea. Let's  
19 have Marlene send it to you.

11:32AM

20 THE WITNESS: All right. I'll review it  
21 and get it right back to you.

11:32AM

22 MS. BLUE: That sounds great. Thank you  
23 very much.

24 THE WITNESS: Thank you.


25 (Whereupon, the deposition was concluded  
at 11:32 a.m.)

## SIGNATURE PAGE

I, Ronny Roy Awtry, do hereby certify  
that the foregoing deposition was presented to me by  
Marlene Percefull as a true and correct transcript of  
the proceedings in the above-styled and numbered cause,  
and I now sign the same as true and correct.

Witness my hand this 25<sup>th</sup> day of

November, 2008.

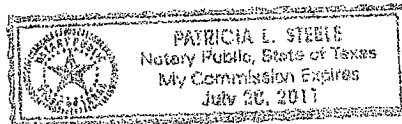
  
Ronny Roy Awtry

SUBSCRIBED AND SWORN TO before me

this 25<sup>th</sup> day of November, 2008.

  
Notary Public

My Commission Expires:



## C E R T I F I C A T E

STATE OF OKLAHOMA }  
COUNTY OF TULSA } SS.

I, Marlene Percefull, Certified Shorthand Reporter within and for Tulsa County, State of Oklahoma, do hereby certify that the above-named witness was by me first duly sworn to testify the truth, the whole truth and nothing but the truth in the case aforesaid, and that I reported in stenograph his deposition; that my stenograph notes were thereafter transcribed and reduced to typewritten form under my supervision, as the same appears herein.

I further certify that the foregoing 91 pages contain a full, true and correct transcript of the deposition taken at such time and place.

I further certify that I am not attorney for or relative to either of said parties, or otherwise interested in the event of said action.

WITNESS MY HAND AND SEAL this 5 day of November, 2008.

  
Marlene Percefull, CSR  
CSR No. 01818

# CORRECTIONS TO THE DEPOSITION OF

RONNY ROY AWTRY

PAGE AND LINE NUMBER

CORRECTION

Pg 4 Line 17	rrawtry@yahoo.com - no upper R
Pg 9 Line 19	Home to "Help on ..."
Pg 17 Line 25	"said" not set
Pg 21 Line 20	"property" not properly
Pg 24 Line 12	"inference" not interference
Pg 25 Line 8	"We" not why
Pg 39 Line 3	"Wallin" Not Brown
Pg 69 Line 10	"Keep" not quit
Pg 69 Line 22	"web site" not email
Pg 74 Line 2	"Post to" not view
Pg 74 Line 6	"Bill Richard" not Ed Mueller
Pg 83 Line 3	add. "there was not a ..."
Pg 86 Line 2	"and" not by
Pg 86 Line 3	that to "but"



October 31, 2008

Mr. Ronny Roy Awtry  
Speedy Services  
1050 KCK Way  
Suite 2  
Cedar Hill, Texas 75104

Dear Mr. Awtry:

Enclosed you will find your copy of the deposition you gave on October 28, 2008. Also enclosed you will find the correction page and original signature page for the deposition.

Please review your deposition, make any needed corrections on the correction page and sign the original signature page before a Notary Public. As soon as this procedure has been completed, please return the correction page and the original signature page to me.

If you have any questions, please feel free to contact me. Thank you for your assistance in this matter.

Sincerely,

Marlene Percefull, CSR

# Exhibit 1

**Messages**

0 Unread Messages

0 Read Messages

hollywood68 •  
Posts: 732



PGR Member #3415

11 Dec 2006 4:14 PM



This whole topic, from the question to the last post is a complete misuse of cyberspace. I have not been in the Captains forum for a while as all this dribble pisses me off. I don't have the interest to saty in here and wonder when the BOD will let us know about "business cards" or whatever ; Mission today, Mission tomorrow, Wed and Thursday and then one on Steeler Sunday for a 19 year old PFC who jumped on a grenade in his humvee to save the lives of his four comrades - he did. His and the other missions are all that matter - NOTHING ELSE in here means S... Our members here in PA, WV and OH simply get it done, all three states work together attend Missions together and I've yet to have anyone question the logo or anything else. Pray for our troops and for the fallen. Think about having to bury your 19 year old son the week before Christmas.

Honor and Respect

Hollywood

USAF - 68-72

trawtry •  
Posts: 827

PGR-BOD-Secretary



11 Dec 2006 4:50 PM

Monty, God Love You!!

It appeared that you were volunteering for the most hated person in the PGR!! I have laughed for the first time today, Thank You for that small but treasured gift!!

It is about unity, its not about me or you or anybody, it takes us all to pull off the mission(s), to honor the fallen, to stand(or sit) with the families in need. Our internal unity leads to our ability to rally for those who need us.

I stood in the rain with a flag yesterday. Got an e-mail thanking me for showing that National is just a bunch of fellows who stand in the rain and hold a flag, just like the next man, woman, or child.. That isn't a thankable thing, it is just what we do. I put my pants on one leg at a time, my wife sees me little because of the PGR and that isn't much different than you...

I don't want to blow smoke up my own ass. i got here by giving a damn, excelling at coordination as



America Loves You Silk Rose

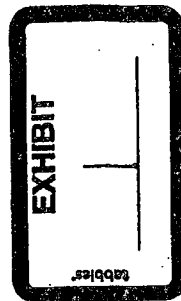


PGR Doo-Rag

PGR 002074

6/13/2008

<http://www.patriotguard.org/ALLForums/tabid/61/forumid/43/page/6/view/Topic/postid/339644/Default.aspx>





PGR Armband



Welcome Home Silk Rose



Wounded Warrior Challenge Coin

we grew, and getting the damn job done!! Didn't buy my position, didn't get a store kick back, didn't have a buddy hand me a position, I saw a need and filled!! I see some very uncompassionate swipes at national. I didn't wake up this morning to be at anyone's beckoning call... I have piles of e-mails to answer, I was caught up finally last week and now I am in the freakin' hole again, this thread got the work, I have the National 501(C)3 questionnaire to finish. I would be wrong if I said who gives a shit if everyone knows everything, I agree the logo was a shocker!! Me personally, I would rather share it with Jeff than change it!! That is me personally, not the BOD member that lived through hell week and accusations based on facts that we, the BOD, made available in the first place!! I voted on the change based on the consensus and frankly, I run the HOTH program and it isn't my duty to keep you informed, that is the duty of someone else, not me. I just tried to keep the info flowing and learned my lesson. My heart is in the HOTH and I too can see it does no good for me to come here, I plan on making this the last time I open this forum. feel free to go after me in my absence, it really doesn't matter, no solutions are to be found here!!

I get sick of being accused of all sorts of bullshit. I am really a peacemaker, strife and friction and all this makes me defensive. It brings out that anger that when I was younger made me jump between the bully and retarded kid. The kid needed defended and I would have been a bigger coward than the bully if I didn't kick that bully's ass!! Never felt better than when I did when I knew that kid could walk home in peace for the rest of his life!! I get to feeling that same protective response in these forums. I just cannot figure out where all this bullshit comes from, for it isn't healthy. I am here because I love this group, I will never come to terms with those who are miserable here, but this is the joy of my life!!

This is my love, I do this for the same reason you do, I love it!! The pay sucks!!!

I am sorry that several Minnesotans feel that what occurred here is directed at you: George and Birdie specifically.

God Bless,

Ronny "BEAR" Awtry  
BOD Corporate Treasurer  
Director of Help On The Homefront

In memory of Danny Jurecko. May 8, 1968. 281st AHC Intruder. You are not forgotten.



Zippy @  
Posts: 6027  
Phoenix, AZ  
National Forum  
Admin  
User Accounts

11 Dec 2006 5:33 PM



I have watched this thread for the most part and I am just thoroughly disgusted with some of you. A logo, huh? Six pages of bandwidth about a logo and someone didn't ask your permission? Wait a minute, you didn't want someone making a profit from a store that basically started this organization

# Exhibit 2

# Patriot Guard Riders

## Standing For Those Who Stood For Us

Friday, June 13, 2008

... ALL Forums ...

jomalley Logout

**Code Amber Alert**

This is the Code Amber Amber Alert Ticker: - CodeAmber.org needs y

### Navigation

- Home
- About Us
- Leadership Contacts
- Letters of Appreciation
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- ALL Forums
- Help on the HomeFront
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- Media/Press
- Fallen Members
- Events
- Troop Support Partners
- PGR FAQ
- PGR Gear

### Patriot Guard Riders Forum

Unanswered Not Read My Forums Active Topics

Forums > Off-Topic > Dead Horse Barn

Subject: Standing For Those Who Stood For Us?

You are not authorized to post a reply.

Page 1 of 3 1 2 3 > >>

Author	Messages	Oldest First
Aardvark ● Posts: 63 Central NJ	07 Dec 2006 9:38 AM	Alert

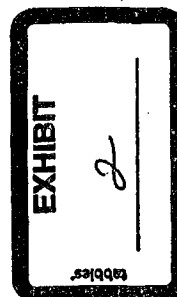
With all due respect for our National leadership.... I believe the new "slogan" has nothing to due with why we ride and too much to due with political correctness.

Each and every one of us has our own deeply personal reasons (plural!!) WHY we ride and maybe this

http://www.patriotguard.org/ALLForums/tabid/61/forumid/43/postid/337446/view/topic/Default.aspx

PGR 001326

6/13/2008



# [Dialup Homepage](#)

## [Directory](#)

Click to send an email to the departments below:

[User Support](#)  
[Moderators](#)  
[Photos](#)  
[Media](#)  
[Media Sightings](#)  
[Submit Picture of Day](#)  
[Web Site Administrator](#)  
[Communications](#)  
[Officer](#)  
[Letters Of Appreciation](#)  
[Help On The Homefront](#)



## [Mission Request](#)

Click on the link below to make initial contact with us regarding honor mission requests:

[Contact Us](#)  
[Contact Arlington National Cemetery](#)



nomad16  
Posts: 0



hlange  
Posts: 775  
NCR Captain,  
Bangor WI



slogan captures it for some, but it can't possibly represent all of us. I see it as an emotionally manipulative attempt to change our basic purpose because it leads directly into thinking about why they were "standing for US." The PGR doesn't belong in that arena.

I consider this new slogan a violation of our Mission Statement and will refuse to buy any PGR Store products branded with it. I will cherish those that say I'm "Riding With Respect" and I pray that you'll return to selling them.

I'm sure somebody meant well, but I think we've made a wrong turn. It's all about RESPECT, that's all we need to ever say.

Aardvark  
Maj, USAF (Ret.)

Poor is the nation that has no heroes . . .  
Shameful is the one that, having them . . . forgets.

07 Dec 2006 10:14 AM



I was assured by my State Captain that the PGR motto/slogan (whatever) is still "Riding With Respect". I think (at least I hope) PGR items with "Riding With Respect" will still be available.

I don't know if it is for the same reasons as Aardvark or not (I'm not sure what he means by "political correctness") but I don't like the logo with "Standing for those who stood for us" slogan/motto either. In fact, I was about to purchase a hoodie when I noticed it and changed my mind.

07 Dec 2006 10:31 AM



Both mottos are, IMNSHO, correct, one is what we do, the other is how we do it. I'll be buying a couple of t-shirts.

Henry A. Lange BTC(SW)(USN)(Ret)

"Remember that no matter how many missions you have been on, all that matters to the family is the one you are on today." Roert


"A positive anything is better then a negative nothing."

PGR 001327


Messages

0 Unread Messages

0 Read Messages




America Loves You S&K Rose




PGR Doo-Rag

nomad16 ●  
Posts: 0




07 Dec 2006 10:42 AM




I may be misunderstood. I'm not saying "Standing for those who stood for us" doesn't fit or is in some way wrong. It is something we do and would be great to have on a shirt. I'm just saying I don't like it as the PGR logo or motto.

Aardvark ●  
Posts: 63  
Central NJ




07 Dec 2006 10:51 AM




To boil it down....  
  
Riding w/ Respect... is the HOW and the WHAT.  
  
For Those Who Stood For US... is too much about WHY. We didn't need to cross that line IMHO.  
  
I've nothing against choice, but I think we're entering dangerous waters.

Aardvark  
Maj, USAF (Ret.)




07 Dec 2006 12:05 PM




It's my understanding that the 'US' part can mean either us as in a people or US as in the United States.  
  
Riding with Respect, what does that really say? Respect for who or what? Any MC could have that slogan and it might just mean to have courtesy on the roads. Think of it from the point of view from someone who has no idea what the PGR is. The only little clue is the word Patriot, but then again, it's ambiguous in who it represents.  
  
Personally, I think the new motto or slogan or what have you is more of a thank you to the uniformed men and women and a clarification of what we are.

Aardvark ●  
Posts: 63  
Central NJ



07 Dec 2006 12:16 PM



If they sell both logos in our Store, you'll buy yours and I'll buy mine but we'll still ride together.  
  
But I do wonder what the back-story is on this... new leadership saying anything?





Aardvark  
Maj, USAF (Ret.)

Poor is the nation that has no heroes  
Shameful is the one that, having them ... forgets.

storminsince73 •  
Posts: 188  
East TN, Roane  
County, 35mi W of  
Knoxville down 40



PGR Armband



Welcome Home Silk Rose



Wounded Warrior Challenge  
Coin

07 Dec 2006 12:30 PM



if I were a betting man, I would bet that "Riding with Respect" was the original logo, created by Jeff and Co, and the "Standing for those who stood for us" is the new order, possibly worded to avoid any legal issues... just a guess.

What's left of me will honor and respect those who gave their all in our defense.



07 Dec 2006 12:34 PM



Let's try this again:

there is no for me...

there is no for us...

and there is no for US...

there is only for THEM and their FAMILIES.

I can't say it any plainer.

Aardvark  
Maj, USAF (Ret.)

Poor is the nation that has no heroes  
Shameful is the one that, having them . . . forgets.

07 Dec 2006 12:50 PM

 Alert

jgreiner ●  
Posts: 2095  
West Lafayette, IN  
Ride Captain



Posted By Aardvark on 07 Dec 2006 9:51 AM  
To boil it down.....

Riding w/ Respect... is the HOW and the WHAT.

For Those Who Stood For US... is too much about WHY. We didn't need to cross that line IMHO.

I've nothing against choice, but I think we're entering dangerous waters.

I disagree....many don't ride....they drive.....so that is less accurate than the new one.

Jeff Greiner  
Indiana Rolling Thunder  
Chapter 4

Forums > Patriot Guard Riders - National > Red, White, and Blue Book

Riding for PFC Kevin "Matt" Maupin, POW in Iraq (officially listed as captured)

07 Dec 2006 12:52 PM

 Alert

Zippy ●  
Posts: 6027  
Phoenix, AZ  
National Forum  
Admin  
User Accounts  
Admin  
HOTH Ride Captain

I think the whole point of that slogan is that they did stand for us, as a nation. They're fighting and failing to keep us free to do exactly what we're doing here, back home, at the missions, in our daily lives, on this website. It says exactly what we're doing and it doesn't exclude the cagers, it encompasses all members of PGR and all of America.

Diane "Zippy" Anderson  
PROUD Army Mom of SSgt Billy Myers 2nd Cavalry Stryker, Iraq



In Memory:

Ed "Old Iron" Barrett

Natalie "Nat" Mummert

Sgt. Mitchell D. Myers-beloved friend and father of my hero, my son

"...for those who man the battle line, the bugle whispers low, and freedom has a taste and price the protected never know..."

"The real art of conversation is not only to say the right thing at the right time, but also to leave unsaid the wrong thing at the tempting moment." -- unknown

TOU Enforcement Agent

Member since 12/5/05 #1449

07 Dec 2006 1:14 PM



cgbrocksmith •

Posts: 1291

Quincy, IL - "Defend

Those Who

Defended Us"



MIAP Central US Operations Coordinator

"To Care For Him Who Shall Have Borne The Battle" - Abraham Lincoln

President Abraham Lincoln stated in the Gettysburg Address:

"From these honored dead we take increased devotion to

PCR 001331

6/13/2008

that cause for which they here gave the last full measure of devotion - that we here highly resolve that these dead shall not have died in vain."

**Dying for Freedom isn't the worst that could happen....BEING FORGOTTEN IS!**

Respect and truth, not law, counters the obnoxious!

Aardvark @  
Posts: 63  
Central NJ



07 Dec 2006 1:25 PM



1. We are Patriot Guard RIDERS - putting words in my mouth that I never said implying that I mean to exclude "drivers" is a cheap trick and has NOTHING to do with anything I'm concerned about.... or should we change our name, too?

2. It is EXACTLY for the reasons that people can feel so deeply about (for us, for our freedom, for the nation) that I find the new slogan suspicious - IMHO, we're not about standing for any of those. That's not, in my mind or as stated, our MISSION. But maybe that'll be the next thing to be "improved."

Aardvark:  
Maj, USAF (Ret.)

Poor is the nation that has no heroes . . .  
Shameful is the one that, having them . . . forgets.

rawdy @  
Posts: 827  
PGR-80D-Secretary

07 Dec 2006 1:31 PM



Folks,

It was with much regret that the new slogan was developed. It was thought out with a very specific reason. The original slogan is disputed as to who has rights over it: The PGR or Twisters Store. Jeff would have us both use it, but many folks feel that this would be holding something near to all of our hearts hostage. Twisters Store will continue to market the old slogan. Feel free to purchase those items from him. He has agreed to make donations to our programs, but no formal agreement was made or endorsed. From experience, he has made several donations from his store to the PGR in the past. However, Twisters store is in no way associated with the Patriot Guard Riders. he owns it, he gets the money and decides what he wants to do with it.

The attorney gave us an estimated \$70,000.00 dollar price for litigation. Frankly, \$70,000.00 can do alot of good for our members, wounded troops, and programs. It was decided to pursue other avenues. It was decided that anything to do with our great organization needs to be indisputable property of the PGR. The "Riding with Respect" logo is a disputed trademark and using may cause the user to liability for copyright infringement.

The prudent move was to move forward and keep our chins up as we write the next chapter.

Thanks for your time!!

Ronny "BEAR" Awtry  
BOD Corporate Treasurer  
Director of Help On The Homefront

In memory of Danny Jurecko. May 8, 1968. 281st AHC Intruder. You are not forgotten.

nomad16  
Posts: 0



07 Dec 2006 1:48 PM



Thanks, BEAR, for the information. I will say I haven't changed my mind about it and that I am thoroughly ticked-off about that turn of events. However, based on your frankness and out of respect for "family members" that may read this forum, I'll keep my comments to myself.

Aardvark  
Posts: 63  
Central NJ



07 Dec 2006 1:59 PM



As the person who started this discussion, I too thank you BEAR for getting some facts before us. At this time, there still aren't any links to Twisters Store on the Member Businesses pages, so the Official Store with the new slogan is all we have. Any ideas how we're to reach it?

One more question: is it OK for us to continue WEARING the "disputed trademark" on our hats, pins & patches?

Thanks again and keep us moving forward!

Aardvark  
Maj, USAF (Ret.)

Poor is the nation that has no heroes . . .  
Shameful is the one that, having them . . . forgets.

Wescot2  
Posts: 2787  
Park Ridge, Illinois



07 Dec 2006 2:10 PM



Once you have purchased an item, it is yours to own and wear, so the simple answer is Yes, you may continue to wear those items.

To address your other question, let me answer it this way.....I've never seen Coke, advertise Pepsi products on their website.

Respects,  
Ed

Freedom  
Justice  
Brotherhood

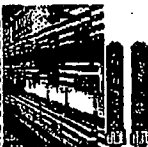


If your gonna be One.....Be a BIG RED ONE



Diplomacy...the art of telling someone to go to hell.....and they look forward to the trip

leacrabbb  
Posts: 501  
24V7 NO BORDERS  
Just Remember why  
we started this



07 Dec 2006 2:17 PM



In my humble little opinion. I am just about sick and tired of all of this crud. I joined this organization because it was what it was. An amalgamation of people that had one thing in common. Love of Motorcycles and Love of Country and supporting those that had fallen in the course of Defending this Nation Because it was the right thing to do. No lawyers no political correctness just a bunch of folks doing the right thing. Now we have a bunch of lawyers involved, do ya think they are donating their time. A bunch of rule makers, RULES SUCK keeps people from doing the right thing Just follow the rules don't get out of line DO NOT PLACE US IN A LIABLE SITUATION. . . Do this don't do that. To be honest I am beginning to wonder if I would even recommend the CURRENT PGR to a VET's Family. I would sooner just get on my bike grab a flag and go what I do. Show respect and Honor. I am a member of a couple of GREAT VET organizations that do a bang up job of helping VET's and their families THE PGR CAN NOT BE THEM. I guess part of the greatness of THE PGR as we knew it was that we were about doing the right thing no matter who was looking. Are you going to sue me for standing on a street corner holding a flag, I don't think so. I may get a ticket for loitering but what the heck I'll tell it to the judge. This organization will never be the VFW or the American Legion. It can't even figure out what it's mission is any more. In fact I would not be surprised if it was not even the PGR much longer. Perhaps "The American Standing For Those that Stood For Us in the USA Walkers, Riders, Standers, Car Driving, Flag Waving Public At Large" just doing what we are told Organization LTD INC. Me I will do what I set out to do Show Respect and shield the Families. With or Without the PGR. Just .02 american dollar.

riding in Honor of: SSG. Billy L. Crabb(my dad), Larry Allen Crabb USN RET. (my namesake), John Pryor USN, Air; Lewis Webb ALR/PGR; Lowell Lemon ALR/PGR (my friends); Metodilo Bandonill Staff Sgt.(my son-in-law), Gabriel and Lt. DeMoors; Derek J. Plowman Pfc, Kelon Dewain Jones SPC, Michael Browning USAF, Justin Laird Sgt, Adam Murray Lance Col, Joshua Cates CPL, Steve Silas PGR, Zachary Alday SA USN, Bobby R. West SPC, Brian C. Kopper USMC, Herschel Peach MSGT, William Hayden "Pappy" Jones Ret., Cal Manning, Charles Earl Wilson CPL Ret., Jeffery Howard Pattberg Sgt, Donald Champlin Lance Col, John. E Hale LCpl, Fred Ransbottom Maj., Kenneth Roberts Ret., Scott L Smith, Gerald McMillan SSGT., Kyle Nolen HS, Aron Preston SPC, Santana Himeenez Sgt., David Cook Sgt., William T. Warren FSGT., John G. Brown Sgt 1st Class, Michael V. Taylor Maj., Craig Lavalley Sgt., Alan Shaw Sgt., Travis Buford Pfc., Justin Estes SSGT., Freeman Gardner Jr. Sgt., Lt. Paul Baker TCFO, Donovan D. Witham, PFC US ARMY, Michael Yarbrough, SGT. USMC, The Johnson Family, Benton Ar. And the many other men and women that have and do serve that I may, as a free man, serve to Honor them.

If You do Not stand behind our troops, PLEASE feel free to Stand in Front of them. Semper Fi

Alert

07 Dec 2006 2:29 PM

WOW! I guess we are a diverse group. If we don't own "Riding with Respect," let's get rid of it. But let's not lose respect for each other and certainly not for our fallen heroes in the process. "You can't please ALL the people ALL of the time." I Stand for those who stood for us." And I do so with respect.

"Biker Bill"

Sherrills Ford, NC.  
NC State Captain  
U.S. Army Security Agency (ASA) '62 - '65  
Proud Grandfather of CPL Andrew J. Smith  
and Army PFC Joe D. W. Cook

"We Few, We Happy Few, We Band of Brothers, For He Today That Sheds His Blood With Me, Shall Be My Brother."

William Shakespeare

Alert

07 Dec 2006 2:41 PM

Thank you to the National Folks, Bear and Ed, for filling us in. I think you guys made a wise decision.

bkrbill

Posts: 722  
Sherrills Ford, NC  
North Carolina State  
Captain



pulpwood  
Posts: 318  
Jacksonville, FL

6/13/2008

PGR 001336





Aardvark  
Posts: 63  
Central NJ



Pulpwood  
Jerry Randall  
Jacksonville, FL

07 Dec 2006 2:42 PM



Jeff in his last posting said he would close HIS store after his present inventory was gone. If we CAN'T sell "Riding with Respect" items in the official PGR Store WHO will? Are we getting the whole story here?

Aardvark  
Maj, USAF (Ret.)

Poor is the nation that has no heroes . . . forgets.  
Shameful is the one that, having them . . . forgets.

07 Dec 2006 2:44 PM



The last I saw from National was, in cooperation with Jeff, that he would continue to provide the items he has with the original logo and the new PGR store would offer items in addition to his and using the new logo. The last we saw from Jeff was before renegotiations occurred.

Ardel  
Posts: 1927  
Houston, TX



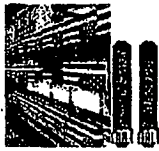
leacrabb  
Posts: 501  
24/7 NO BORDERS

Just Remember why  
we started this

07 Dec 2006 2:50 PM



So now here is a question that has been posed to me. Since the NEW REORGANIZED PGR has a new logo does that make the old patch obsolete. If so then it would be an outlaw patch since it's not a patch associated with this organization and is not affiliated with the PGR as it is now. So the addition of



rockers is above and / or below the patch is between the rider and the COC in their state? As the person that asked stated, "Inquiring minds want to know"

Riding in Honor of: SSG. Billy L. Crabb (my dad), Larry Allen Crabb USN RET. (my namesake), John Pryor USN, Alir, Lewis Webb ALR/PGR; Lowell Lemon ALR/PGR (my friends); Metodio Bandonill Staff Sgt. (my son-in-law), Gabriel and LT. DeMoors; Derek J. Plowman Pfc, Kelon Dewain Jones Spc, Michael Browning USAF, Justin Laird Sgt, Adam Murray Lance Cpl, Joshua Cates CPL, Steve Silas PGR, Zachary Alday SA USN, Bobby R. West SPC, Brian C. Hopper USMC, Herschel Peach MSGT, William Hayden "Pappy" Jones Ret., Cal Manning, Charles Earl Wilson CPL Ret., Jeffery Howard Pattberg Ssgt, Donald Champin Lance Cpl, John, E Hale LCpl, Fred Ransbottom Maj., Kenneth Roberts Ret., Scott L Smith, Gerald McMillan SSGT., Kyle Nolen HS, Aron Preston SPC, Santana Hlmenez Sgt., David Cook Sgt., William T. Warren FSGT., John G. Brown Sgt 1st Class, Michael V. Taylor Maj., Craig Lavalley Sgt., Alan Shaw Sgt., Travis Buford Pfc., Justin Estes SSgt., Freeman Gardner Jr. Ssgt. Lt. Paul Baker TCFD, Donovan D. Witham, PFC US ARMY, Michael Yarbrough, SGT. USMC, The Johnson Family, Benton Ar. (my Heros)  
And the many other men and women that have and do serve that I may, as a free man, serve to Honor them.

If You do Not stand behind our troops, PLEASE feel free to Stand in Front of them. Semper Fi

07 Dec 2006 3:11 PM

Alert

Westco612  
Posts: 2787  
Park Ridge, Illinois



I thought I answered this question earlier, if you bought a patch, and own it.....wear it....

Since we are not an MC or RC, there is nothing to become obsolete, since we don't have a requirement to wear ANY patch.

The difference in the patch, should make no difference to the COC, our mission has not changed.

Wearing of Rockers, has NOT been authorized by any COC that I know of, but I suggest you ask that question directly to your State Captain.

Freedom  
Justice  
Brotherhood



PGR 001338

6/13/2008

If your gonna be One.....Be a BIG RED ONE



Diplomacy...the art of telling someone to go to hell.....and they look forward to the trip

Aardvark  
Posts: 63  
Central NJ

07 Dec 2006 3:14 PM



IS THIS IT? Or an old link we should ignore?

<http://www.patriotguardstore.org/>

Anyone know for sure?

Aardvark  
Maj, USAF (Ret.)

Poor is the nation that has no heroes . . .  
Shameful is the one that, having them . . . forgets.

You are not authorized to post a reply.

Page 1 of 3 1 2 3 >

Forums > Off-Topic > Dead Horse Barn > Standing For Those Who Stood For Us?

Active Forums 3.6



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# Exhibit 3

[[/quote]]

Well, you can always post a copy of the cancelled check with the account numbers brimmed off then. I'm assuming based on your statement that PGR was the "Pay To The Order Of" on the checks?

Yes sir...it shouldn't be necessary for me to do that, but if needed, I'll contact my bank for copies.  
Jeff

In the end, we remember not the words of our enemies, but the silence of our friends.  
Martin Luther King, Jr.

18 Sep 2007 10:47 PM



indiharley •  
Posts: 3427  
Indiana



Richard 'IndyHarley' Wilbur  
Veteran ('65-'69)  
SC IN PGR ('05)  
Blue Knight MC Member  
Freedom - Justice - Brotherhood (FJB for short)

The Flag Line does not work for the PGR - The PGR works for the Flag Line  
"The Man who fights for his ideals, is the Man who is alive!" (Cervantes' "Don Quixote")

For quick Mission information in IN see - <http://indianapatriotguard.org/missions.htm>

18 Sep 2007 10:53 PM



beal •  
Posts: 186  
Dallas, Texas



To Whom It May Concern,

During my tenure as the Treasurer of the Patriot Guard Riders, Inc. (beginning 1-16-2007) I have seen a phenomenal growth in the outreach of funding that we are capable of doing as an organization. I attribute this directly to the PGR Store, that is the official PGR, Inc. owned store. As we as an organization have completed our development into a self-sufficient endeavor, we have lost the need to actively seek funding from outside sources. This however relies completely on our ability to sell products that are used to fund the above mentioned outreach. Prior to the resignation of Twister (11-9-2006), the



PGR, Inc. was funded almost exclusively by Jeff Brown through his store. That is no longer a valid statement. The good once done has passed, and I thank Jeff for the contributions that launched us collectively.

In regards to "Twisters Store" and the request for verification of HOTH funding and contributions to the PGR, Inc., I must admit that yes, on two occasions since Jeff's resignation, we secured funds from Jeff Brown for support of a soldier and a veteran. The Veteran was in need due to a lack of home heat going into winter. Oklahoma PGR Members secured a portion of the funds. Jeff Brown secured a portion of the funds, and National PGR secured the smallest portion of the funds. This was an in process deal that was happening while Jeff was the President of the PGR and completed after he resigned. The second incident happened on February 4, 2007 in which case we had not yet secured our financial stability and I personally asked Jeff to support a wounded Marine in California. Jeff stepped up and served this Marine with a donation. These were the only two donations that I have personal knowledge of since time of Jeff's resignation. A third veteran was served prior to his resignation as HOTH developed. Jeff has, nor had, never denied any request for HOTH funding or support to this date. It is my understanding from different State captains that Jeff has since served needs in various states. These donations or contributions are not documented in the National ledger as they went directly from Jeff to others and bypassed the National Treasury, therefore they cannot be considered donations by the legal meaning of the word.

Jeff had left an offer on the table to help the HOTH and the service persons and families if needed. This was a statement made to myself and Snap. He would not serve any other BOD Members in requests, he stated. After the second mentioned request, we agreed as a BOD that we were self sufficient and had no need to seek outside funding on projects we could handle internally. Jeff has not ever made a donation to the general fund of the PGR, Inc. since his resignation. No funds for HOTH projects outside of the listed endeavors were served through donations to PGR, Inc. by Jeff since his resignation. That said, no requests were made by myself as well. While I may feel confident that had he been asked for specific HOTH donations, Jeff would have delivered. That said, he was not asked. I did however ask him to make donations to the PGR, Inc. General Fund or to the HOTH as a contribution without specific need and he refused, stating he would only donate for targeted use. I asked several times over several months and always received the same reply. I stopped asking in April.

As to Jeff's claims of support to others outside of the official channel of my office of Treasurer, or the statements of others to the effect of his support, I can not verify that as I have never seen any official records of those claims. My statement is based on fact as I know it and substantiated by our Accountant. It is time that all this dishonorable infighting is put to bed. Buy from whomever you feel like buying from. I can attest to the good that buying from the official PGR store does. Until such times as frequent and sizable donations are made to the PGR, Inc. from other outside entities, I cannot vouch for the good others are doing for us, the PGR, as a whole.

In closing, I am sure that almost everyone reading this reply will find a problem one way or the other.

That said, as your PGR, Inc. National Treasurer I am tasked with being honest and having integrity. I have based my reply on the truth as I can substantiate it. I have included a few remarks of opinion and also qualified those remarks as to fact. My heart and soul are dedicated to the PGR, Inc. and I strive to further our collective cause. I am forever grateful to Jeff Brown for this gift of the PGR that he has given us all. I now carry on with that vision as best as I know how, on my own two feet and with my own conscience as a guide. I have said all I know, there is not anything else to divulge. If I have erred in any capacity, I will promptly repair that error upon proof of fact of the error. God Bless you all!!

Serving You.

Ronny "BEAR" Awtry  
Patriot Guard Riders  
Director of Help On The Homefront  
National Treasurer, PGR, Inc.

Ronny "BEAR" Awtry  
Patriot Guard Riders, Inc.  
HOTH Founder  
Past BOD-Treasurer  
Deputy Director- Help On The Homefront

In Memory of Danny Jurecko, May 8, 1968, MIA.. You are not forgotten!!!  
Panel 57E, Line 5

Twister ●  
Posts: 1811  
Broken Arrow, OK



focuseddie62 ●  
Posts: 309

18 Sep 2007 11:19 PM

Alert

Ronny,  
Thank you sir, you have restored my faith.  
Jeff

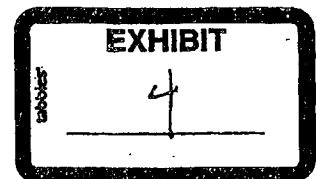
In the end, we remember not the words of our enemies, but the silence of our friends.  
Martin Luther King, Jr.

18 Sep 2007 11:31 PM

Alert



# Exhibit 4



**From:** Jeff Brown  
**Sent:** Monday, November 06, 2006 10:33 AM  
**To:** Bill Lines - Snap; Bonnie Cutler; Jason D. Wallin; wescoat2; Ronny Awtry  
**Cc:** head shed  
**Subject:** Resignation

Folks,

I just got off the phone with Snap (Brother, thanks for the call). I cannot tell you how disappointed and heartsick I am at this moment. I will not get into who reportedly said what or who did what. It is irrelevant. I have lost the confidence of the board and that is critical in order to be an effective leader. Apparently, the major conflict is over the PGR Store and the income derived from it. That's a shame. After Snap's call I now realize that the removal of the link to the PGR Store link was not a "glitch", but a statement.

What I find disheartening in all of this is that it has nothing to do with the missions. To my knowledge, nobody has questioned my leadership or management abilities. So be it.

The structure of the PGR Store has never been a secret. Whether the PGR Store makes \$1 million or loses \$1 million is nobody's business but my wife's and mine. We have always funded the store personally with no money ever used from PGR funds. For those who want my personal finances, the board included, it's none of your business. Because of our close friendship, I confided to Snap, the amount of money we have personally pulled out of the store operation. I believe he shared that amount with you and that's OK, but it's nobody's business. Either believe the amount or not, your choice. Were there still funds that could be made available for PGR needs? Yes, and they have been awaiting the need at our discretion.

Let me ask you. In addition to the memorial plaques, which I made a commitment to pay for, who financially bailed us out of the GOTG? Who stepped up and paid off the over \$25,000 commitment made the Healing Fields Foundation for flags and shirts? Who paid for the PGR Sturgis shirts? Who bailed us out of the full cost for the flags from the Colorado Fire Department that were supposed to be free? Who paid the legal fees to set up the PGR? Who covered the cost of Indiana's calendar program? Who paid for the airfare for our members to go to Washington, DC and for the travel expenses for our representatives to meet with Walter Reed Hospital and the American Legion leaders? Who's been there to make sure the PGR, Inc. covered the financial commitments it's made. It has not been PGR, Inc.; it's been Jeff and Bonnie Brown through our personal funds and our separate business, the PGR Store! We have done this because we have had the funds available and because we believe in what we, as an organization, are doing.

4/14/2008

PGR 000721

When was the last time ANYONE ever said thanks for the donations? We've not asked for thanks, but some show of appreciation for all the hard work and money donated would have been preferable to this.

The PGR has been all-consuming to me. I have spent the last year helping to build an organization that is becoming a symbol of pride across the nation. I have spent the last couple of months defending myself for providing the funds to build and grow the organization. Now I am simply too worn out and heartsick to continue.

I'm going to take a few days to mourn, but, upon my return, will tender my resignation as Executive Director to the board. I will remain an active PGR member until the day there is no PGR. After the current inventory on hand is sold, the PGR store will be closed. I would appreciate the link being activated until this is accomplished. This will give you the opportunity to prepare whatever statement you would like to present to the membership. I would appreciate the courtesy of passing it by me before being made public. All I ask is that you have my replacement on board beforehand as the PGR is too important to let it die or to allow a handful of "wannabe's" kill it.

Respectfully yours,  
Jeff

PGR 000722

4/14/2008

# Exhibit 5

**From:** Jeff Brown <jeffbrown@valornet.com>  
**Sent:** Wednesday, December 27, 2006 10:15 AM  
**To:** Ronny Awtry <bear@patriotguard.org>  
**Subject:** PGR Donation spreadsheet  
**Attach:** Donations PGR Store to PGR.xls

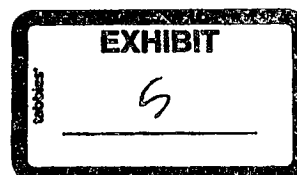
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Ronny,  
FYI  
Jeff

No virus found in this outgoing message.

Checked by AVG Free Edition.

Version: 7.5.432 / Virus Database: 268,15,28/605 - Release Date: 12/27/2006 12:21 PM



BROWN007765

PGR Store Funds to PGR	To	For	Date	Amount
Trophy Case	Plaques		1/31/06	\$337.81
Winters & Assoc	Dep for 501c3 set up		2/21/06	\$420.00
Trophy Case	Plaques		3/1/06	\$438.01
Winters & Assoc	Balance due for 501c3 set up		3/8/01	\$1,681.00
Trophy Case	Plaques		3/25/06	\$694.80
D&D Signs	10 PGR Banners		5/10/06	\$1,620.00
PGR Store Donations to PGR	Plaques		5/18/06	\$1,008.63
PGR Store Donations to PGR	Plaques		6/20/06	\$494.54
PGR Store Donations to PGR	Plaques		8/23/06	\$803.76
PGR Store Donations to PGR	Lynn Long - Reimbursement GOTG		7/1/06	\$82.47
GOTG	CR Head-Catering GOTG		7/3/06	\$3,000.00
GOTG	Mid-Life Crises-GOTG Band		7/3/06	\$2,000.00
GOTG	Expo Center		7/4/06	\$2,170.00
Misc GOTG Expenses				\$500.00
PGR Store Donations to PGR	Plaques		7/10/06	\$501.64
GOTG	GOTG Tshirts		8/27/06	\$2,226.25
PGR Store Donations to PGR	Product Donated			\$5,825.00
Misc Shipping, copying, etc				\$500.00
Trophy Case	Plaques		4/4/06	\$345.60
Trophy Case	Plaques		4/23/06	\$643.72
Mid-Life Crises	Deposit Band- GOTG		4/30/06	\$250.00
D&D Signs	GOTG Signs & Magnets	6/31/06		\$80.00
Travel to Indianapolis	Motel and Food	6/8/06		\$2,530.58
Airfare to DC	IND - DCA - IND	5/28/06		\$718.60
Airfare to DC	IAH - DCA - IAH	5/28/06		\$570.10
Airfare to DC	IND - DCA - IND	5/28/06		\$718.60
Airfare to DC	DEN - DCA - DEN	5/28/06		\$667.60
Airfare to DC	IND - DCA - IND	5/28/06		\$718.60
Airfare to DC	DEN - DCA - DEN	5/28/06		\$667.60
Airfare to DC	TUL - DCA - TUL	5/28/06		\$683.30
Airfare to DC	TUL - DCA - TUL	5/28/06		\$150.00
Wayne Hemmert	Misc Special Events Store Expenses	9/19/06		\$1,744.41
Gordon Bernard Company	Indiana PGR Calendars for fundraisor	9/19/06		\$4,640.80
Healing Fields Foundation	Balance for Healing Fields - Sturgis	9/19/06		\$25,698.00
Kerr Hamilton	GOTG 2007 Expense	9/19/06		\$39.67
Tammy Johnston	Refund for 2006 GOTG	9/19/06		\$110.00
Trophy Case	Plaques	9/20/06		\$2,285.44
Healing Fields Foundation	Shirts	9/20/06		\$810.00
Trophy Case	Plaques	10/9/06		\$865.40
PGR, Inc.	HOTH-Dave Erickson	10/10/06		\$1,000.00
PGR, Inc.	HOTH-MS	11/20/06		\$300.00

\$70,102.64

BROWN007766

# Exhibit 6

**James O'Malley**

**From:** Ronny Awtry  
**Sent:** Tuesday, July 08, 2008 10:37 PM  
**To:** exec  
**Subject:** What in the heck is going on?  
**Importance:** High  
BOD Members,

You know, I have sat pretty patiently and watched the goings on. Yeah, I was fairly disappointed at the cowardice of the folks in the "meaning of FJB" thread. Not because of what it meant or how folks feel, but just because of the cowardice by the very squeaky wheels in that thread!! By God if you feel something in your soul, stand by it!! I think you may all well remember my acting in that manner. I could really care less about the meaning of "FJB".

Now, about my privileges being revoked, what was that all about? Not even having a BOD member calling me personally? That as well reeks of shame, cowardice, or just plain lack of balls in my not having the common decency to get a call!! That being the manner of the decision that was made. The execution was just plain weak as an executive decision. I have been out of circulation focusing on my father who is dying ever faster, my business which is growing like a weed, and generally staying out of the way of what you folks are doing!! In leau of my amazement at the wonderful decision you gave me for my 40<sup>th</sup> birthday on July 2<sup>nd</sup>, yes that happened on my 40<sup>th</sup> birthday, I have put out some feelers and asked a few questions.

Just several opinions by several members of the various National teams, most of which I either started in their positions, defined or structured their team, or generally worked with for well over two years, you guys have some major lack of faith in your actions going on. Now don't get all freaked out and nail Tom or Hal, remember that I started the mail team, defined the Web team (remember Bill I pulled you in), structured the whole management of the National org basically, so I know and have spoken to literally near a dozen people. The bottom line, folks miss the Con Calls where they were a part of!! They miss the communication from the BOD, which they feel is non existent mostly anymore. They fear the enormous power that Bill R apparently has with the server in his home, the web team that reports to him only, and basically the separation that I worked to separate and now appears to be stronger in Bill than ever existed in either Jason or Jeff combined. Bill, just advise, but your perceived power is a greater threat to most people around you than Jeff or the trademark issue. Steam, the e-mail from Tony Turner that included your name and advised his Virginia and Maryland where to stay and that there wasn't really accommodations in Danville, so let's book the rooms and leave everyone out really was a blow you cannot imagine you gave to yourself!! Folks would have loved to see a BOD member call BS on that move, they fully expected Tony to pull that, but you let some folks down.

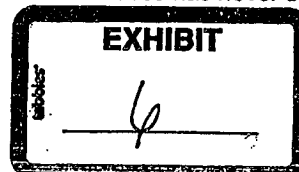
Folks, I am being critical, but respectfully and openly!! I feel in response to the lack of support you offered me, I would show you some real respect and let you know where you each stand. Our members are tired of all the BS. The audit affirmed that Jason crossed Jeff out. Not that Jeff was not wrong himself. Bonnie and Ed were acting as scorned woman syndrome in November of 2006 and blew the easy offer to get Jeff out of the store. Frankly Ed and Bonnie being a hard ass all along is what really fueled Jeff to fight. Most people don't care anymore and from what I hear it shows in the lack of funds being donated to the legal defense fund.

Where do I stand? Again, no single person deserves the right to own our organization, no one!! David David? Kinda weak execution of his removal, but I was personally glad to see his lack of HOTH support go away!! Hadn't spoken to him since April 2007, lost faith in him. Talked to Jeff once since the call I made on your request to him in February? He had some questions about air conditioning. In regards to his question about the BOD? I hadn't spoken to a single one of you since the request, not mentioning a brief word a time or two with Bill R, wasn't his business!!

I really feel you guys biggest mistake lies in your lack of personal individual commitment to making a stand. The tighter you band together, circle the wagons, exclude top leaders and S/C's in decisions, the more you lose control and respect. Remember, I put my seat up for popular vote because it mattered to me alone. I am to this day the only BOD member to do that. I was beloved by many and despised by a few, but 2/3rds wanted me to stay!! Can you say that? If you can't do you fear that maybe folks would rather see you go away? That my friends is a screwed up way to lead!!

Inclusion is your only answer!! The decisions have to be the orgs decisions, not a select and yes, hand picked few!! We all know that the biggest fear any BOD yet has had is an interloper being on the BOD and we have always fought against that in picking our BOD. Covering our own asses. Remember Bill R when we had the chance to let the membership publicly run Jeff out and you ended it against my an Ed's advise a year ago? No progress since. Inclusion will end this a lot cheaper than an attorney. Huddling up against the hordes has never served any BOD at all. Inclusion.

9/30/2008



PGR 003051



Now call me an asshole, take heed of heartfelt advise, or whatever, but please let your nads hang when you pull this stuff in the future, it gives you respectability and confidence, not the appearance of cowardness and shame!!

This communication is meant as a frank conversation to folks that I consider peers, not a rant, bitch or anything else... Take it differently at your own desire, no mad desire for destruction is meant or intended. Just pointing out a solution. INCLUSION!!

Serving You,

**Ronny "BEAR" Awtry**  
**Patriot Guard Riders**  
**Past - National BOD**  
**Founder - Help On The Home Front**  
[www.patriotguard.org](http://www.patriotguard.org)  
[bear@patriotguard.org](mailto:bear@patriotguard.org)

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9/30/2008

PGR 003052